

1 **TITLE 20 ENVIRONMENTAL PROTECTION**
 2 **CHAPTER 2 AIR QUALITY (STATEWIDE)**
 3 **PART 50 OIL AND GAS SECTOR – OZONE PRECURSOR POLLUTANTS**
 4

5 **20.2.50.1 ISSUING AGENCY:** Environmental Improvement Board.
 6 [20.2.50.1 NMAC – N, XX/XX/2021]
 7

8 **20.2.50.2 SCOPE:** This Part applies to sources located within areas of the state under the board’s
 9 jurisdiction that, as of the effective date of this rule or anytime thereafter, are causing or contributing to ambient
 10 ozone concentrations that exceed ninety-five percent of the national ambient air quality standard for ozone, as
 11 measured by a design value calculated and based on data from one or more department monitors. Once a source
 12 becomes subject to this rule, the requirements of the rule are irrevocably effective unless the source obtains a
 13 federally enforceable air permit limiting the potential to emit to below such applicability thresholds established in
 14 this Part.
 15 [20.2.50.2 NMAC – N, XX/XX/2021]
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17 **20.2.50.3 STATUTORY AUTHORITY:** Environmental Improvement Act, Section 74-1-1 to 74-1-16
 18 NMSA 1978, including specifically Paragraph (4) and (7) of Subsection A of Section 74-1-8 NMSA 1978, and Air
 19 Quality Control Act, Sections 74-2-1 to 74-2-22 NMSA 1978, including specifically Subsections A, B, C, D, F, and
 20 G of Section 74-2-5 NMSA 1978 (as amended through 2021).
 21 [20.2.50.3 NMAC - N, XX/XX/2021]
 22

23 **20.2.50.4 DURATION:** Permanent.
 24 [20.2.50.4 NMAC - N, XX/XX/2021]
 25

26 **20.2.50.5 EFFECTIVE DATE:** Month XX, 2021, except where a later date is specified in another Section.
 27 [20.2.50.5 NMAC - N, XX/XX/2021]
 28

29 **20.2.50.6 OBJECTIVE:** The objective of this Part is to establish emission standards for volatile organic
 30 compounds (VOC) and oxides of nitrogen (NO_x) for oil and gas production, processing, and transmission sources.
 31 [20.2.50.6 NMAC - N, XX/XX/2021]
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33 **20.2.50.7 DEFINITIONS:** In addition to the terms defined in 20.2.2 NMAC - Definitions, as used in this
 34 Part, the following definitions apply.

35 **A. “Approved instrument monitoring method”** means an optical gas imaging, United States
 36 environmental protection agency (U.S. EPA) reference method 21 (RM21) (40 CFR 60, Appendix B), or other
 37 instrument-based monitoring method or program approved by the department in advance and in accordance with
 38 20.2.50 NMAC.

39 **B. “Auto-igniter”** means a device that automatically attempts to relight the pilot flame in the
 40 combustion chamber of a control device in order to combust VOC emissions, or a device that will automatically
 41 attempt to combust the VOC emission stream.

42 **C. “Bleed rate”** means the rate in standard cubic feet per hour at which natural gas is continuously or
 43 intermittently vented from a pneumatic controller.

44 **D. “Calendar year”** means a year beginning January 1 and ending December 31.

45 **E. “Centrifugal compressor”** means a machine used for raising the pressure of natural gas by
 46 drawing in low-pressure natural gas and discharging significantly higher-pressure natural gas by means of a
 47 mechanical rotating vane or impeller. Screw, sliding vane, and liquid ring compressor is not a centrifugal
 48 compressor.

49 **F. “Closed vent system”** means a system that is designed, operated, and maintained to route the
 50 VOC emissions from a source or process to a process stream or control device with no loss of VOC emissions to the
 51 atmosphere.

52 **G. “Commencement of operation”** means for an oil and natural gas wellhead, the date any
 53 permanent production equipment is in use and product is consistently flowing to a sales lines, gathering line or
 54 storage vessel from the first producing well at the stationary source, but no later than the end of well completion
 55 operation.

56 **H. “Component”** means a pump seal, flange, pressure relief device (including thief hatch or other

1 opening on a storage vessel), connector or valve that contains or contacts a process stream with hydrocarbons,
2 except for components where process streams consist solely of glycol, amine, produced water or methanol.

3 **I. “Connector”** means flanged, screwed, or other joined fittings used to connect pipe line segments,
4 tubing, pipe components (such as elbows, reducers, “T’s” or valves) to each other; or a pipe line to a piece of
5 equipment; or an instrument to a pipe, tube or piece of equipment. A common connector is a flange. Joined fittings
6 welded completely around the circumference of the interface are not considered connectors for the purpose of this
7 Part.

8 **J. “Construction”** means fabrication, erection, installation or relocation of a stationary source,
9 including but not limited to temporary installations and portable stationary sources.

10 **K. “Custody transfer”** means the transfer of oil or natural gas after processing or treatment in the
11 producing operation, or from a storage vessel or automatic transfer facility or other processing or treatment
12 equipment including product loading racks, to a pipeline or any other form of transportation.

13 **L. “Control device”** means air pollution control equipment or emission reduction technologies that
14 thermally combust, chemically convert, or otherwise destroy or recover air contaminants. Examples of control
15 devices include but are not limited to open flares, enclosed combustion devices (ECDs), thermal oxidizers (TOs),
16 vapor recovery units (VRUs), fuel cells, condensers, air fuel ratio controllers (AFRs), catalytic converters (oxidative,
17 selective, and non-selective), or other emission reduction equipment. A control device may also include any other air
18 pollution control equipment or emission reduction technologies approved by the department to comply with
19 emission standards in this Part.

20 **M. “Department”** means the New Mexico environment department.

21 **N. “Downtime”** means the period of time when equipment is not in operation, or when a well is
22 producing, and the control device is not in operation.

23 **O. “Enclosed combustion device”** means a combustion device where gaseous fuel is combusted in
24 an enclosed chamber. This may include, but is not limited to an enclosed flare, reboiler, and heater.

25 **P. “Existing”** means constructed or reconstructed before the effective date of this Part and has not
26 since been modified or reconstructed.

27 **Q. “Gathering and boosting station”** means a permanent combination of equipment that collects or
28 moves natural gas, crude oil, condensate, or produced water between a wellhead site and a midstream oil and natural
29 gas collection or distribution facility, such as a storage vessel battery or compressor station, or into or out of storage.

30 **R. “Glycol dehydrator”** means a device in which a liquid glycol absorbent, including ethylene
31 glycol, diethylene glycol, or triethylene glycol, directly contacts a natural gas stream and absorbs water.

32 **S. “Hydrocarbon liquid”** means any naturally occurring, unrefined petroleum liquid and can
33 include oil, condensate, and intermediate hydrocarbons.

34 **T. “Liquid unloading”** means the removal of accumulated liquid from the wellbore that reduces or
35 stops natural gas production.

36 **U. “Liquid transfer”** means the loading and unloading of a hydrocarbon liquid or produced water
37 between a storage vessel and tanker truck or tanker rail car for transport.

38 **V. “Local distribution company custody transfer station”** means a metering station where the
39 local distribution (LDC) company receives a natural gas supply from an upstream supplier, which may be an
40 interstate transmission pipeline or a local natural gas producer, for delivery to customers through the LDC’s
41 intrastate transmission or distribution lines.

42 **W. “Natural gas compressor station”** means one or more compressors designed to compress natural
43 gas from well pressure to gathering system pressure before the inlet of a natural gas processing plant, or to move
44 compressed natural gas through a transmission pipeline.

45 **X. “Natural gas-fired heater”** means an enclosed device using a controlled flame and with a
46 primary purpose to transfer heat directly to a process material or to a heat transfer material for use in a process.

47 **Y. “Natural gas processing plant”** means the processing equipment engaged in the extraction of
48 natural gas liquid from natural gas or fractionation of mixed natural gas liquid to a natural gas product, or both. A
49 Joule-Thompson valve, a dew point depression valve, or an isolated or standalone Joule-Thompson skid is not a
50 natural gas processing plant.

51 **Z. “New”** means constructed or reconstructed on or after the effective date of this Part.

52 **AA. “Operator”** means the person or persons responsible for the overall operation of a stationary
53 source.

54 **BB. “Optical gas imaging (OGI)”** means an imaging technology that utilizes a high-sensitivity
55 infrared camera designed for and capable of detecting hydrocarbons.

56 **CC. “Owner”** means the person or persons who own a stationary source or part of a stationary source.

1 **DD. “Permanent pit”** means a pit used for collection, retention, or storage of produced water or brine
2 and is installed for longer than one year.

3 **EE. “Pneumatic controller”** means an instrument that is actuated using pressurized gas and used to
4 control or monitor process parameters such as liquid level, gas level, pressure, valve position, liquid flow, gas flow,
5 and temperature.

6 **FF. “Pneumatic diaphragm pump”** means a positive displacement pump powered by pressurized
7 natural gas that uses the reciprocating action of flexible diaphragms in conjunction with check valves to pump a
8 fluid. A pump in which a fluid is displaced by a piston driven by a diaphragm is not considered a diaphragm pump.
9 A lean glycol circulation pump that relies on energy exchange with the rich glycol from the contactor is not
10 considered a diaphragm pump.

11 **GG. “Potential to emit (PTE)”** means the maximum capacity of a stationary source to emit an air
12 contaminant under its physical and operational design. The physical or operational limitation on the capacity of a
13 source to emit an air pollutant, including air pollution control equipment and a restriction on the hours of operation
14 or on the type or amount of material combusted, stored or processed, shall be treated as part of its design if the
15 limitation is federally enforceable. The PTE for nitrogen dioxide shall be based on total oxides of nitrogen.

16 **HH. “Produced water”** means a fluid that is an incidental byproduct from drilling for or the
17 production of oil and gas.

18 **II. “Produced water management unit”** means a recycling facility or a permanent pit that is a
19 natural topographical depression, man-made excavation, or diked area formed primarily of earthen materials
20 (although it may be lined with man-made materials), which is designed to accumulate produced water and has a
21 design storage capacity equal to or greater than 50,000 barrels.

22 **JJ. “Qualified Professional Engineer”** means an individual who is licensed by a state as a
23 professional engineer to practice one or more disciplines of engineering and who is qualified by education, technical
24 knowledge, and experience to make the specific technical certifications required under this Part.

25 **KK. “Reciprocating compressor”** means a piece of equipment that increases the pressure of process
26 gas by positive displacement, employing linear movement of a piston rod.

27 **LL. “Reconstruction”** means a modification that results in the replacement of the components or
28 addition of integrally related equipment to an existing source, to such an extent that the fixed capital cost of the new
29 components or equipment exceeds fifty percent of the fixed capital cost that would be required to construct a
30 comparable entirely new facility.

31 **MM. “Recycling facility”** means a stationary or portable facility used exclusively for the treatment, re-
32 use, or recycling of produced water and does not include oilfield equipment such as separators, heater treaters, and
33 scrubbers in which produced water may be used.

34 **NN. “Responsible official”** means one of the following:

35 (1) for a corporation: president, secretary, treasurer, or vice-president of the corporation in
36 charge of a principal business function, or any other person who performs similar policy or decision-making
37 functions for the corporation, or a duly authorized representative of the corporation if the representative is
38 responsible for the overall operation of the source.

39 (2) for a partnership or sole proprietorship: a general partner or the proprietor, respectively.
40 **OO. “Small business facility”** means, for the purposes of this Part, a source that is independently
41 owned or operated by a company that is not a subsidiary or a division of another business, that employs no more
42 than 10 employees at any time during the calendar year, and that has a gross annual revenue of less than \$250,000.
43 Employees include part-time, temporary, or limited service workers.

44 **PP. “Startup”** means the setting into operation of air pollution control equipment or process
45 equipment.

46 **QQ. “Stationary Source” or “source”** means any building, structure, equipment, facility, installation
47 (including temporary installations), operation, process, or portable stationary source that emits or may emit any air
48 contaminant. Portable stationary source means a source that can be relocated to another operating site with limited
49 dismantling and reassembly.

50 **RR. “Storage vessel”** means a single tank or other vessel that is designed to contain an accumulation
51 of hydrocarbon liquid or produced water and is constructed primarily of non-earthen material including wood,
52 concrete, steel, fiberglass, or plastic, which provide structural support, or a process vessel such as a surge control
53 vessel, bottom receiver, or knockout vessel. A well completion vessel that receives recovered liquid from a well
54 after commencement of operation for a period that exceeds 60 days is considered a storage vessel. A storage vessel
55 does not include a vessel that is skid-mounted or permanently attached to a mobile source and located at the site for

1 less than 180 consecutive days, such as a truck railcar, or a pressure vessel designed to operate in excess of 204.9
 2 kilopascals without emissions to the atmosphere.

3 **SS. “Well workover”** means the repair or stimulation of an existing production well for the purpose
 4 of restoring, prolonging, or enhancing the production of hydrocarbons.

5 **TT. “Wellhead site”** means the equipment directly associated with one or more oil wells or natural
 6 gas wells upstream of the natural gas processing plant. A wellhead site may include equipment used for extraction,
 7 collection, routing, storage, separation, treating, dehydration, artificial lift, combustion, compression, pumping,
 8 metering, monitoring, and product piping.
 9 [20.2.50.7 NMAC - N, XX/XX/2021]

10
 11 **20.2.50.8 SEVERABILITY:** If any provision of this Part, or the application of this provision to any person
 12 or circumstance is held invalid, the remainder of this Part, or the application of this provision to any person or
 13 circumstance other than those as to which it is held invalid, shall not be affected thereby.
 14 [20.2.50.8 NMAC - N, XX/XX/2021]

15
 16 **20.2.50.9 CONSTRUCTION:** This Part shall be liberally construed to carry out its purpose.
 17 [20.2.50.9 NMAC - N, XX/XX/2021]

18
 19 **20.2.50.10 SAVINGS CLAUSE:** Repeal or supersession of prior versions of this Part shall not affect
 20 administrative or judicial action initiated under those prior versions.
 21 [20.2.50.10 NMAC - N, XX/XX/2021]

22
 23 **20.2.50.11 COMPLIANCE WITH OTHER REGULATIONS:** Compliance with this Part does not relieve
 24 a person from the responsibility to comply with other applicable federal, state, or local laws, rules or regulations,
 25 including more stringent controls.
 26 [20.2.50.11 NMAC - N, XX/XX/2021]

27
 28 **20.2.50.12 DOCUMENTS:** Documents incorporated and cited in this Part may be viewed at the New
 29 Mexico environment department, air quality bureau.
 30 [20.2.50.12 NMAC - N, XX/XX/2021]
 31 [The Air Quality Bureau is located at 525 Camino de los Marquez, Suite 1, Santa Fe, New Mexico 87505.]

32
 33 **20.2.23.13-20.2.23.110 [RESERVED]**

34
 35 **20.2.50.111 APPLICABILITY:**

36 **A.** This Part applies to crude oil and natural gas production and processing equipment and operations
 37 that extract, collect, separate, dehydrate, store, process, transport, transmit, or handle hydrocarbon liquid or
 38 produced water in the areas specified in 20.2.50.2 NMAC and are located at wellhead sites, tank batteries, gathering
 39 and boosting sites, natural gas processing plants, and transmission compressor stations, up to the point of the local
 40 distribution company custody transfer station.

41 **B.** In determining if any source is subject to this Part, including a small business facility as defined in
 42 this Part, the owner or operator shall calculate the Potential to Emit (PTE) of such source and shall have the PTE
 43 calculation certified by a qualified professional engineer. The calculation shall be kept on file for a minimum of five
 44 years and shall be provided to the department upon request.

45 **C.** An owner or operator of a small business facility as defined in this Part shall comply with the
 46 requirements of this Part as specified in 20.2.50.125 NMAC.

47 **D.** Oil refinery and transmission pipelines are not subject to this Part.
 48 [20.2.50.111 NMAC - N, XX/XX/2021]

49
 50 **20.2.50.112 GENERAL PROVISIONS:**

51 **A. General requirements:**

52 **(1)** Sources subject to emissions standards and requirements under this Part shall be operated
 53 and maintained consistent with manufacturer specifications, and good engineering and maintenance practices. The
 54 owner or operator shall keep manufacturer specifications and maintenance practices on file and make them available
 55 upon request by the department. For sources constructed prior to 1980 for which no manufacturer specifications and
 56 maintenance practices are available, the owner or operator shall develop and follow a maintenance schedule

1 sufficient to operate and maintain such units in good working order. The owner or operator shall keep such
 2 maintenance schedules on file and make them available to the department upon request.

3 (2) Sources subject to emission standards or requirements under this Part shall be operated to
 4 minimize emissions of air contaminants, including VOC and NO_x.

5 (3) Within two years of the effective date of this Part, owners and operators of a source
 6 requiring an Equipment Monitoring Tag (EMT) shall physically tag each unit with an EMT, the format of which
 7 shall be either RFID, QR, or bar code such that, when scanned it provides a unique identifier of the source. This
 8 unique identifier shall act as an index to the source's record of the data required by this Part. The EMT shall be
 9 maintained by the owner or operator, and data in the EMT shall provide at a minimum, the following information:

- 10 (a) unique unit identification number;
- 11 (b) location of the source;
- 12 (c) type of source (e.g., tank, VRU, dehydrator, pneumatic controller, etc.);
- 13 (d) for each source, the VOC (and NO_x, if applicable) PTE in lbs./hr. and tpy;
- 14 (e) for a control device, the controlled VOC and NO_x PTE in lbs./hr. and tpy;
- 15 (f) make, model, and serial number; and
- 16 (g) a link to the manufacturer's maintenance schedule or repair recommendations.

17 (4) The EMT shall be installed and maintained by the owner or operator of the facility.

18 (5) The EMT shall be of a format scannable by an owner or operator's authorized
 19 representatives and, upon scanning, shall provide unique identifier that shall index the source's record of the data
 20 required by this Part.

21 (6) The owner or operator shall manage the source's record of data in a database that is able
 22 to generate a Compliance Database Report (CDR). The CDR is an electronic report generated by the owner or
 23 operator's database and submitted to the department upon request. The format of the CDR shall be determined by
 24 the department.

25 (7) The CDR is a report distinct from the owner or operator's database. The department does
 26 not require access to the owner or operator's database, only the CDR.

27 (8) If read by the owner or operator's authorized representative, the EMT shall access the
 28 owner or operator's database record for that source.

29 (9) The owner or operator shall contemporaneously track each compliance event for each
 30 source subject to the EMT requirements of this Part, and shall comply with the following:

31 (a) data gathered during each monitoring or testing event shall be
 32 contemporaneously uploaded into the database as soon as practicable, but no later than three business days of each
 33 compliance event.

34 (b) data required by this Part shall be maintained in the database for at least five
 35 years.

36 (10) The department may request that an owner or operator retain a third party at their own
 37 expense to verify any data or information collected, reported, or recorded pursuant to this Part, and make
 38 recommendations to correct or improve the collection of data or information. The owner or operator shall submit a
 39 report of the verification and any recommendations made by the third party to the department by a date specified and
 40 implement the recommendations in the manner approved by the department.

41 **B. Monitoring requirements:**

42 (1) Sources subject to emission standards and monitoring (e.g. inspection, testing, parametric
 43 monitoring) requirements under this Part shall be inspected monthly to ensure proper maintenance and operation,
 44 unless a different schedule is specified in the Section applicable to that source type. If the equipment is shut down at
 45 the time of required periodic testing, monitoring, or inspection, the owner or operator shall not be required to restart
 46 the unit for the sole purpose of performing the testing, monitoring, or inspection, but shall note the shut down in the
 47 records kept for that equipment for that monitoring event.

48 (2) An owner or operator may submit for the department's review and approval an equally
 49 effective, enforceable, and equivalent alternative monitoring strategy. Such requests shall be made on an application
 50 form provided by the department. The department shall issue a letter approving or denying the requested alternative
 51 monitoring strategy. An owner or operator shall comply with the default monitoring requirements required under the
 52 applicable Section and shall not operate under an alternative monitoring strategy until it has been approved by the
 53 department.

54 (3) Each monitoring event (e.g. testing, inspection, parametric monitoring) shall be initiated
 55 by an initial scanning of the EMT, the results of which shall then be directly uploaded into the database or
 56 temporarily into the handheld or other device. Upon completion of the monitoring event, a final scanning of the

1 EMT shall terminate the monitoring event. At a minimum, the uploaded data shall include:

- 2 (a) date and time of the testing, monitoring, or inspection event;
- 3 (b) name of the personnel conducting the testing, monitoring, or inspection;
- 4 (c) identification number and type of unit;
- 5 (d) a description of any maintenance or repair activity conducted; and
- 6 (e) results of testing, monitoring, or inspection as required under this Part.

7 **C. Recordkeeping requirements:**

8 (1) Within three business days of a monitoring event, an electronic record shall be made of
9 the monitoring event and shall include the following data:

- 10 (a) date and time of the testing, monitoring, or inspection event;
- 11 (b) name of the personnel conducting the testing, monitoring, or inspection;
- 12 (c) identification number and type of unit;
- 13 (d) a description of any maintenance or repair activity conducted; and
- 14 (e) results of any testing, monitoring, or inspections required under this Part.

15 (2) The owner or operator shall keep an electronic record required by this Part for five years.
16 The department may treat loss of data or failure to maintain a record, including failure to transfer a record upon sale
17 or transfer of ownership or operating authority, as a failure to collect the data.

18 (3) Before the transfer of ownership of equipment subject to this Part, the current owner or
19 operator shall conduct and document a full compliance evaluation of such equipment. The documentation shall
20 include a certification by a responsible official as to whether the equipment is in compliance with the requirements
21 of this Part. The compliance determination shall be conducted no earlier than three months before the transfer of
22 ownership. The owner or operator shall keep the full compliance evaluation and certification by the responsible
23 official for for five years.

24 **D. Reporting requirements:** Within 24 hours of a request by the department, the owner or operator
25 shall for each unit subject to the request, provide the requested information either by electronically submitting a
26 CDR to the department’s Secure Extranet Portal (SEP), or by other means and formats specified by the department
27 in its request.

28 [20.2.50.112 NMAC - N, XX/XX/2021]

29
30 **20.2.50.113 ENGINES AND TURBINES:**

31 **A. Applicability:** Portable and stationary natural gas-fired spark ignition engines, compression
32 ignition engines, and natural gas-fired combustion turbines located at wellhead sites, tank batteries, gathering and
33 boosting sites, natural gas processing plants, and transmission compressor stations, with a rated horsepower greater
34 than the horsepower ratings of Table 1, 2, and 3 of 20.2.50.113 NMAC are subject to the requirements of
35 20.2.50.113 NMAC.

36 **B. Emission standards:**

37 (1) The owner or operator of a portable or stationary natural gas-fired spark-ignition engine,
38 compression ignition engine, or natural gas-fired combustion turbine shall ensure compliance with the emission
39 standards by the dates specified in Subsection B of 20.2.50.113 NMAC.

40 (2) The owner or operator of an existing natural gas-fired spark-ignition engine shall
41 complete an inventory of all existing engines by January 1, 2023, and shall prepare a schedule to ensure that each
42 existing engine does not exceed the emission standards in table 1 of Paragraph (2) of Subsection B of 20.2.50.113
43 NMAC as follows:

- 44 (a) by January 1, 2025, the owner or operator shall ensure at least thirty percent of
45 the company’s existing engines meet the emission standards.
- 46 (b) by January 1, 2027, the owner or operator shall ensure at least an additional
47 thirty-five percent of the company’s existing engines meets the emission standards.
- 48 (c) by January 1, 2029, the owner or operator shall ensure that the remaining thirty-
49 five percent of the company’s existing engines meets the emission standards.
- 50 (d) in lieu of meeting the emission standards for an existing natural gas-fired spark
51 ignition engine, an owner or operator may reduce the annual hours of operation of an engine such that the annual
52 NOx and VOC emissions are reduced by at least ninety-five percent per year.

53
54 Table 1 - EMISSION STANDARDS FOR NATURAL GAS-FIRED SPARK-IGNITION ENGINES
55 CONSTRUCTED, RECONSTRUCTED, OR INSTALLED BEFORE THE EFFECTIVE DATE OF 20.2.50
56 NMAC.

Engine Type	Rated bhp	NO _x	CO	NMNEHC (as propane)
Lean-burn	>1,000	0.50 g/bhp-hr	47 ppmvd @ 15% O ₂ or 93% reduction	0.70 g/bhp-hr
Rich-burn	>1,000	0.50 g/bhp-hr	0.60 g/bhp-hr	0.70 g/bhp-hr

(3) The owner or operator of a new natural gas-fired spark ignition engine shall ensure the engine does not exceed the emission standards in table 2 of Paragraph (3) of Subsection B of 20.2.50.113 NMAC upon startup.

Table 2 - EMISSION STANDARDS FOR NATURAL GAS-FIRED SPARK-IGNITION ENGINES CONSTRUCTED, RECONSTRUCTED, OR INSTALLED AFTER THE EFFECTIVE DATE OF 20.2.50 NMAC.

Engine Type	Rated bhp	NO _x	CO	NMNEHC (as propane)
Lean-burn	>500 - <1,000	0.50 g/bhp-hr	0.60 g/bhp-hr	0.70 g/bhp-hr
Lean-burn	≥1,000	0.30 g/bhp-hr uncontrolled or 0.05 g/bhp-hr with control	0.60 g/bhp-hr	0.70 g/bhp-hr
Rich-burn	>500	0.50 g/bhp-hr	0.60 g/bhp-hr	0.70 g/bhp-hr

(4) The owner or operator of a natural gas-fired spark ignition engine with NO_x emission control technology that uses ammonia or urea as a reagent shall ensure that the exhaust ammonia slip is limited to 10 ppmvd or less, corrected to fifteen percent oxygen.

(5) The owner or operator of a compression ignition engine shall ensure compliance with the following emission standards:

(a) a new portable or stationary compression ignition engine with a maximum design power output equal to or greater than 500 horsepower that is not subject to the emission standards under Subparagraph (b) of Paragraph (5) of Subsection B of 20.2.50.113 NMAC shall limit NO_x emissions to not more than nine g/bhp-hr upon startup.

(b) a stationary compression ignition engine that is subject to and complying with Subpart III of 40 CFR Part 60, Standards of Performance for Stationary Compression Ignition Internal Combustion Engines, is not subject to the requirements of Subparagraph (a) of Paragraph (5) of Subsection B of 20.2.50.113 NMAC.

(6) The owner or operator of a portable or stationary compression ignition engine with NO_x emission control technology that uses ammonia or urea as a reagent shall ensure that the exhaust ammonia slip is limited to 10 ppmvd or less, corrected to fifteen percent oxygen.

(7) The owner or operator of a stationary natural gas-fired combustion turbine with a maximum design rating equal to or greater than 1,000 bhp shall comply with the applicable emission standards for an existing, new, or reconstructed turbine listed in table 3 of Paragraph (7) of Subsection B of 20.2.50.113 NMAC.

Table 3 - EMISSION STANDARDS FOR STATIONARY COMBUSTION TURBINES

For each natural gas-fired combustion turbine constructed or reconstructed and installed before the effective date of 20.2.50 NMAC, the owner or operator shall ensure the turbine does not exceed the following emission standards no later than two years from the effective date of this Part:			
Turbine Rating (bhp)	NO _x (ppmvd @15% O ₂)	CO (ppmvd @ 15% O ₂)	NMNEHC (as propane, ppmvd @15% O ₂)
≥1,000 and <5,000	50	50	9
≥5,000 and <15,000	50	50	9
≥15,000	50	50 or 93% reduction	5 or 50% reduction

For each natural gas-fired combustion turbine constructed or reconstructed and installed on or after the effective date of 20.2.50 NMAC, the owner or operator shall ensure the turbine does not exceed the following emission standards upon startup:			
Turbine Rating (bhp)	NO _x (ppmvd @15% O ₂)	CO (ppmvd @ 15% O ₂)	NMNEHC (as propane, ppmvd @15% O ₂)
≥1,000 and <5,000	25	25	9
≥5,000 and <15,900	15	10	9
≥15,900	9.0 Uncontrolled or 2.0 with Control	10 Uncontrolled or 1.8 with Control	5

1
2 **(8)** The owner or operator of a stationary natural gas-fired combustion turbine with NO_x
3 emission control technology that uses ammonia or urea as a reagent shall ensure that the exhaust ammonia slip is
4 limited to 10 ppmvd or less, corrected to fifteen percent oxygen.

5 **(9)** The owner or operator of an engine or turbine shall install an EMT on the engine or
6 turbine in accordance with 20.2.50.112 NMAC.

7 **(10)** The owner or operator of an emergency use engine that is operated less than 100 hours
8 per year is not subject to the emissions standards in this Part but shall be equipped with a non-resettable hour meter
9 to monitor and record any hours of operation.

10 **C. Monitoring requirements:**

11 **(1)** Maintenance and repair for a spark-ignition engine, compression-ignition engine, and
12 stationary combustion turbine shall meet the minimum manufacturer recommended maintenance schedule. The
13 following maintenance, adjustment, replacement, or repair events for engines and turbines shall be documented as
14 they occur:

15 **(a)** routine maintenance that takes a unit out of service for more than two hours
16 during any 24-hour period; and

17 **(b)** unscheduled repairs that require a unit to be taken out of service for more than
18 two hours during any 24-hour period.

19 **(2)** Catalytic converters (oxidative, selective and non-selective) and AFR controllers shall be
20 maintained according to manufacturer or supplier recommended maintenance schedules, including replacement of
21 oxygen sensors as necessary for oxygen-based controllers. During periods of catalytic converter or AFR controller
22 maintenance, the owner or operator shall shut down the engine or turbine until the catalytic converter or AFR
23 controller can be replaced with a functionally equivalent spare to allow the engine or turbine to return to operation.

24 **(3)** For equipment operated for 500 hours per year or more, compliance with the emission
25 standards in Subsection B of 20.2.50.113 NMAC shall be demonstrated by performing an initial emissions test,
26 followed by annual tests, for NO_x, CO, and non-methane non-ethane hydrocarbons (NMNEHC) using a portable
27 analyzer or U.S. EPA reference method. For units with g/hp-hr emission standards, the engine load shall be
28 calculated using the following equations:
29

30 Load (Hp) = $\frac{\text{Fuel consumption (scf/hr)} \times \text{Measured fuel heating value (LHV btu/scf)}}{\text{Manufacturer's rated BSFC (btu/bhp-hr) at 100\% load or best efficiency}}$

31
32 Load (Hp) = $\frac{\text{Fuel consumption (gal/hr)} \times \text{Measured fuel heating value (LHV btu/gal)}}{\text{Manufacturer's rated BSFC (btu/bhp-hr) at 100\% load or best efficiency}}$

33 Where: LVH = lower heating value, btu/scf, or btu/gal, as appropriate; and
34 BSFC = brake specific fuel consumption

35
36
37 **(a)** emissions testing events shall be conducted at ninety percent or greater of the
38 unit's capacity. If the ninety percent capacity cannot be achieved, the monitoring and testing shall be conducted at
39 the maximum achievable capacity or load under prevailing operating conditions. The load and the parameters used
40 to calculate it shall be recorded to document operating conditions at the time of testing and shall be included with
41 the test report.

42 **(b)** emissions testing utilizing a portable analyzer shall be conducted in accordance
43 with the requirements of the current version of ASTM D 6522. If a portable analyzer has met a previously approved
44 department criterion, the analyzer may be operated in accordance with that criterion until it is replaced.

- 1 (c) the default time period for a test run shall be at least 20 minutes.
- 2 (d) an emissions test shall consist of three separate runs, with the arithmetic mean of
- 3 the results from the three runs used to determine compliance with the applicable emission standard.
- 4 (e) during emissions tests, pollutant and diluent concentration shall be monitored
- 5 and recorded. Fuel flow rate shall be monitored and recorded if stack gas flow rate is determined utilizing U.S. EPA
- 6 reference method 19. This information shall be included with the periodic test report.
- 7 (f) stack gas flow rate shall be calculated in accordance with U.S. EPA reference
- 8 method 19 utilizing fuel flow rate (scf) determined by a dedicated fuel flow meter and fuel heating value (Btu/scf).
- 9 The owner or operator shall provide a contemporaneous fuel gas analysis (preferably on the day of the test, but no
- 10 earlier than three months before the test date) and a recent fuel flow meter calibration certificate (within the most
- 11 recent quarter) with the final test report. Alternatively, stack gas flow rate may be determined by using U.S. EPA
- 12 reference methods 1 through 4 or through the use of manufacturer provided fuel consumption rates.
- 13 (g) upon request by the department, an owner or operator shall submit a notification
- 14 and protocol for an initial or annual emissions test.
- 15 (h) emissions testing shall be conducted at least once per calendar year. Emission
- 16 testing required by Subparts GG, IIII, JJJJ, or KKKK of 40 CFR 60, or Subpart ZZZZ of 40 CFR 63, may be used to
- 17 satisfy the emissions testing requirements if it meets the requirements of 20.2.50.113 NMAC and is completed at
- 18 least once per calendar year.
- 19 (4) The owner or operator of equipment operated less than 500 hours per year shall monitor
- 20 the hours of operation using a non-resettable hour meter and shall test the unit at least once per 8760 hours of
- 21 operation in accordance with the emissions testing requirements in Paragraph (3) of Subsection C of 20.2.50.113
- 22 NMAC.
- 23 (5) An owner or operator of an emergency use engine operated for less than 100 hours per
- 24 year shall monitor the hours of operation by a non-resettable hour meter.
- 25 (6) An owner or operator limiting the annual operating hours of an engine to meet the
- 26 requirements of Paragraph (2) of Subsection B of 20.2.50.113 NMAC shall monitor the hours of operation by a non-
- 27 resettable hour meter.
- 28 (7) Prior to monitoring, testing, inspection, or maintenance of an engine or turbine, the owner
- 29 or operator shall scan the EMT, and the monitoring data entry shall be made in accordance with the requirements of
- 30 20.2.50.112 NMAC.

D. Recordkeeping requirements:

- 32 (1) The owner or operator of a spark ignition engine, compression ignition engine, or
- 33 stationary combustion turbine shall maintain a record in accordance with 20.2.50.112 NMAC for the engine or
- 34 turbine. The record shall include:
 - 35 (a) the make, model, serial number, and EMT for the engine or turbine;
 - 36 (b) a copy of the engine, turbine, or control device manufacturer recommended
 - 37 maintenance and repair schedule;
 - 38 (c) all inspection, maintenance, or repair activity on the engine, turbine, and control
 - 39 device, including:
 - 40 (i) the date and time of an inspection, maintenance or repair;
 - 41 (ii) the date a subsequent analysis was performed (if applicable);
 - 42 (iii) the name of the personnel conducting the inspection, maintenance or
 - 43 repair;
 - 44 (iv) a description of the physical condition of the equipment as found
 - 45 during the inspection;
 - 46 (v) a description of maintenance or repair activity conducted; and
 - 47 (vi) the results of the inspection and any required corrective actions.
- 48 (2) The owner or operator of a spark ignition engine, compression ignition engine, or
- 49 stationary combustion turbine shall maintain records of initial and annual emissions testing for the engine or turbine.
- 50 The records shall include:
 - 51 (a) the make, model, serial number, and EMT for the tested engine or turbine;
 - 52 (b) the date and time of sampling or measurements;
 - 53 (c) the date analyses were performed;
 - 54 (d) the name of the personnel and the qualified entity that performed the analyses;
 - 55 (e) the analytical or test methods used;
 - 56 (f) the results of analyses or tests;

1 (g) for equipment operated less than 500 hours per year, the total annual hours of
 2 operation as recorded by the non-resettable hour meter; and

3 (h) operating conditions at the time of sampling or measurement.

4 (3) The owner or operator of an emergency use engine operated less than 100 hours per year
 5 shall record the total annual hours of operation as recorded by the non-resettable hour meter.

6 (4) The owner or operator limiting the annual operating hours of an engine to meet the
 7 requirements of Paragraph (2) of Subsection B of 20.2.50.113 NMAC shall record the hours of operation by a non-
 8 resettable hour meter. The owner or operator shall calculate and record the annual NOx and VOC emission
 9 calculation, based on the engine’s actual hours of operation, to demonstrate the ninety-five percent emission
 10 reduction requirement is met.

11 **E. Reporting requirements:** The owner or operator shall comply with the reporting requirements in
 12 20.2.50.112 NMAC.
 13 [20.2.50.113 NM–C - N, XX/XX/2021]

14
 15 **20.2.50.114 COMPRESSOR SEALS:**

16 **A. Applicability:**

17 (1) Centrifugal compressors using wet seals and located at tank batteries, gathering and
 18 boosting sites, natural gas processing plants, or transmission compressor stations are subject to the requirements of
 19 20.2.50.114 NMAC. Centrifugal compressors located at wellhead sites are not subject to the requirements of
 20 20.2.50.114 NMAC.

21 (2) Reciprocating compressors located at tank batteries, gathering and boosting sites, natural
 22 gas processing plants, or transmission compressor stations are subject to the requirements of 20.2.50.114 NMAC.
 23 Reciprocating compressors located at wellhead sites are not subject to the requirements of 20.2.50.114 NMAC.

24 **B. Emission standards:**

25 (1) The owner or operator of an existing centrifugal compressor shall control VOC emissions
 26 from a centrifugal compressor wet seal fluid degassing system by at least ninety-five percent within two years of the
 27 effective date of this Part. Emissions shall be captured and routed via a closed vent system to a control device,
 28 recovery system, fuel cell, or a process stream.

29 (2) The owner or operator of an existing reciprocating compressor shall, either:
 30 (a) replace the reciprocating compressor rod packing after every 26,000 hours of
 31 compressor operation or every 36 months, whichever is reached later. The owner or operator shall begin counting
 32 the hours of compressor operation toward the first replacement of the rod packing upon the effective date of this
 33 Part; or

34 (b) beginning no later than two years from the effective date of this Part, collect
 35 emissions from the rod packing under negative pressure and route them via a closed vent system to a control device,
 36 recovery system, fuel cell, or a process stream.

37 (3) The owner or operator of a new centrifugal compressor shall control VOC emissions
 38 from the centrifugal compressor wet seal fluid degassing system by at least ninety-eight percent upon startup.
 39 Emissions shall be captured and routed via a closed vent system to a control device, recovery system, fuel cell, or
 40 process stream.

41 (4) The owner or operator of a new reciprocating compressor shall, upon startup, either:
 42 (a) replace the reciprocating compressor rod packing after every 26,000 hours of
 43 compressor operation, or every 36 months, whichever is reached later; or
 44 (b) collect emissions from the rod packing under negative pressure and route them
 45 via a closed vent system to a control device, a recovery system, fuel cell or a process stream.

46 (5) The owner or operator of a centrifugal or reciprocating compressor shall install an EMT
 47 on the compressor in accordance with 20.2.50.112 NMAC.

48 (6) The owner or operator complying with the emission standards in Subsection B of
 49 20.2.50.114 NMAC through use of a control device shall comply with the control device requirements in
 50 20.2.50.115 NMAC.

51 **C. Monitoring requirements:**

52 (1) The owner or operator of a centrifugal compressor complying with Paragraph (1) or (3)
 53 of Subsection B of 20.2.50.114 NMAC shall maintain a closed vent system encompassing the wet seal fluid
 54 degassing system that complies with the monitoring requirements in 20.2.50.115 NMAC.

55 (2) The owner or operator of a reciprocating compressor complying with Subparagraph (a) of
 56 Paragraph (2) or Subparagraph (a) of Paragraph (4) of Subsection B of 20.2.50.114 NMAC shall continuously

1 monitor the hours of operation with a non-resettable hour meter and track the number of hours since initial startup or
 2 since the previous reciprocating compressor rod packing replacement.

3 (3) The owner or operator of a reciprocating compressor complying with Subparagraph (b) of
 4 Paragraph (2) or Subparagraph (b) of Paragraph (4) of Subsection B of 20.2.50.114 NMAC shall monitor the rod
 5 packing emissions collection system semiannually to ensure that it operates under negative pressure and routes
 6 emissions through a closed vent system to a control device, recovery system, fuel cell, or process stream.

7 (4) The owner or operator of a centrifugal or reciprocating compressor complying with the
 8 requirements in Subsection B of 20.2.50.114 NMAC through use of a closed vent system or control device shall
 9 comply with the monitoring requirements in 20.2.50.115 NMAC.

10 (5) The owner or operator of a centrifugal or reciprocating compressor shall comply with the
 11 monitoring requirements in 20.2.50.112 NMAC.

12 **D. Recordkeeping requirements:**

13 (1) The owner or operator of a centrifugal compressor using a wet seal fluid degassing
 14 system shall maintain a record of the following:

- 15 (a) the location of the centrifugal compressor;
- 16 (b) the date of construction, reconstruction, or modification of the centrifugal
 17 compressor;
- 18 (c) the monitoring required in Subsection C of 20.2.50.114 NMAC, including the
 19 time and date of the monitoring, the personnel conducting the monitoring, a description of any problem observed
 20 during the monitoring, and a description of any corrective action taken; and
- 21 (d) the type, make, model, and identification number of a control device used to
 22 comply with the control requirements in Subsection B of 20.2.50.114 NMAC.

23 (2) The owner or operator of a reciprocating compressor shall maintain a record of the
 24 following:

- 25 (a) the location of the reciprocating compressor;
- 26 (b) the date of construction, reconstruction, or modification of the reciprocating
 27 compressor; and
- 28 (c) the monitoring required in Subsection C of 20.2.50.114 NMAC, including:
 29 (i) the number of hours of operation since initial startup or the last rod
 30 packing replacement;
- 31 (ii) the records of pressure in the rod packing emissions collection system;
- 32 and
- 33 (iii) the time and date of the inspection, the personnel conducting the
 34 inspection, a notation of which checks required in Subsection C of 20.2.50.114 NMAC were completed, a
 35 description of problems observed during the inspection, and a description and date of corrective actions taken.

36 (3) The owner or operator of a centrifugal or reciprocating compressor complying with the
 37 requirements in Subsection B of 20.2.50.114 NMAC through use of a control device or closed vent system shall
 38 comply with the recordkeeping requirements in 20.2.50.115 NMAC.

39 (4) The owner or operator of a centrifugal or reciprocating compressor shall comply with the
 40 recordkeeping requirements in 20.2.50.112 NMAC.

41 **E. Reporting requirements:** The owner or operator of a centrifugal or reciprocating compressor
 42 shall comply with the reporting requirements in 20.2.50.112 NMAC.
 43 [20.2.50.114 NM-C - N, XX/XX/2021]
 44

45 **20.2.50.115 CONTROL DEVICES:**

46 **A. Applicability:** These requirements apply to control devices as defined in 20.2.50.7 NMAC and
 47 used to comply with the emission standards and emission reduction requirements in this Part.

48 **B. General requirements:**

49 (1) Control devices used to demonstrate compliance with this Part shall be installed,
 50 operated, and maintained consistent with manufacturer specifications, and good engineering and maintenance
 51 practices.

52 (2) Control devices shall be adequately designed and sized to achieve the control efficiency
 53 rates required by this Part and to handle fluctuations in emissions of VOC or NO_x.

54 (3) The owner or operator of a control device used to comply with the emission standards in
 55 this Part shall install an EMT on the control device in accordance with 20.2.50.112 NMAC.

56 (4) The owner or operator shall inspect control devices used to comply with this Part at least

1 monthly to ensure proper maintenance and operation. Prior to an inspection or monitoring event, the owner or
 2 operator shall scan the EMT and the required monitoring data shall be electronically captured in accordance with
 3 this Part.

4 (5) The owner or operator shall ensure that a control device used to comply with emission
 5 standards in this Part operates as a closed vent system that captures and routes VOC emissions to the control device,
 6 and that unburnt gas is not directly vented to the atmosphere.

7 (6) The owner or operator of a closed vent system for a centrifugal compressor wet seal fluid
 8 degassing system, reciprocating compressor, pneumatic controller or pump, or storage vessel using a control device
 9 or routing emissions to a process shall:

10 (a) ensure the control device or process is of sufficient design and capacity to
 11 accommodate all emissions from the affected sources;

12 (b) conduct an assessment to confirm that the closed vent system is of sufficient
 13 design and capacity to ensure that all emissions from the affected equipment are routed to the control device or
 14 process; and

15 (c) have the closed vent system certified by a qualified professional engineer or an
 16 in-house engineer with expertise regarding the design and operation of the closed vent system in accordance with
 17 Paragraphs (c)(i) and (ii) of this Section.

18 (i) The assessment of the closed vent system shall be prepared under the
 19 direction or supervision of a qualified professional engineer or an in-house engineer who signs the certification in
 20 Paragraph (c)(ii) of this Section.

21 (ii) the owner or operator shall provide the following certification, signed
 22 and dated by a qualified professional engineer or an in-house engineer: "I certify that the closed vent system design
 23 and capacity assessment was prepared under my direction or supervision. I further certify that the closed vent system
 24 design and capacity assessment was conducted, and this report was prepared pursuant to the requirements of this
 25 Part. Based on my professional knowledge and experience, and inquiry of personnel involved in the assessment, the
 26 certification submitted herein is true, accurate, and complete."

27 (7) The owner or operator shall keep manufacturer specifications for all control devices on
 28 file. The information shall include:

29 (a) manufacturer name, make, and model;

30 (b) maximum heating value for an open flare, ECD, or TO;

31 (c) maximum rated capacity for an open flare, ECD/TO, or VRU;

32 (d) gas flow range for an open flare, ECD, or TO; and

33 (e) designed destruction or vapor recovery efficiency.

34 **C. Requirements for open flares:**

35 (1) Emission standards:

36 (a) the flare shall combust the gas sent to the flare and combustion shall be
 37 maintained for the duration of time that gas is sent to the flare. The owner or operator shall not send gas to the flare
 38 in excess of the manufacturer maximum rated capacity.

39 (b) the owner or operator shall equip each new and existing flare (except those
 40 flares required to meet the requirements of Paragraph (C) of this Subsection) with a continuous pilot flame, an
 41 operational auto-igniter, or require manual ignition, and shall comply with the following:

42 (i) a flare with a continuous pilot flame or an auto-igniter shall be
 43 equipped with a system to ensure the flare is operated with a flame present at all times when gas is being sent to the
 44 flare.

45 (ii) the owner or operator of a flare with manual ignition shall inspect and
 46 ensure a flame is present upon initiating a flaring event.

47 (iii) a new flare controlling a continuous gas stream shall be equipped with
 48 a continuous pilot flame upon startup.

49 (iv) an existing flare controlling a continuous gas stream constructed before
 50 the effective date of this Part shall be equipped with a continuous pilot no later than one year after the effective date
 51 of this Part.

52 (c) an existing flare located at a site with an annual average daily production of
 53 equal to or less than 10 barrels of oil per day or an average daily production of 60,000 standard cubic feet of natural
 54 gas shall be equipped with an auto-ignitor, continuous pilot, or technology (e.g. alarm) that alerts the owner or
 55 operator of a flare malfunction, if replaced or reconstructed after the effective date of this Part.

56 (d) the owner or operator shall operate a flare with no visible emissions, except for

1 periods not to exceed a total of 30 seconds during any 15 consecutive minutes. The flare shall be designed so that an
 2 observer can, by means of visual observation from the outside of the flare or by other means such as a continuous
 3 monitoring device, determine whether it is operating properly.

4 (e) the owner or operator shall repair the flare within three business days of any
 5 alarm activation.

6 (2) Monitoring requirements:

7 (a) the owner or operator of a flare with a continuous pilot or auto igniter shall
 8 continuously monitor the presence of a pilot flame, or presence of flame during flaring if using an auto igniter, using
 9 a thermocouple equipped with a continuous recorder and alarm to detect the presence of a flame. An alternative
 10 equivalent technology alerting the owner or operator of failure of ignition of the gas stream may be used in lieu of a
 11 continuous recorder and alarm, if approved by the department;

12 (b) the owner or operator of a manually ignited flare shall monitor the presence of a
 13 flame using continuous visual observation during a flaring event;

14 (c) the owner or operator shall, at least quarterly, and upon observing visible
 15 emissions, perform a U.S. EPA method 22 observation while the flare pilot or auto igniter flame is present to certify
 16 compliance with visible emission requirements. The observation period shall be a minimum of 15 consecutive
 17 minutes;

18 (d) prior to an inspection or monitoring event, the EMT on the flare shall be
 19 scanned and the required monitoring data shall be electronically captured during the event in accordance with the
 20 monitoring requirements of 20.2.50.112 NMAC; and

21 (e) the owner or operator shall monitor the technology that alerts the owner or
 22 operator of a flare malfunction and any instances of technology or alarm activation.

23 (3) Recordkeeping requirements: The owner or operator of an open flare shall keep a record
 24 of the following:

25 (a) any instance of alarm activation, including the date and cause of alarm
 26 activation, action taken to bring the flare into a normal operating condition, the name of the personnel conducting
 27 the inspection, and any maintenance activity performed;

28 (b) the results of the U.S. EPA method 22 observations;

29 (c) the monitoring of the presence of a flame on a manual flare during a flaring
 30 event as required under Subparagraph (b) of Paragraph (2) of Subsection C of 20.2.50.115 NMAC;

31 (d) the results of the gas analysis for the gas being flared, including VOC content
 32 and heating value; and

33 (e) any instance of technology or alarm activation of a malfunctioning flare,
 34 including the date and cause of the activation, the action taken to bring the flare into normal operating condition,
 35 date of repair, name of the personnel conducting the inspection, and any maintenance activities performed.

36 (4) Reporting requirements: The owner or operator shall comply with the reporting
 37 requirements in 20.2.50.112 NMAC.

38 **D. Requirements for enclosed combustion devices (ECD) and thermal oxidizers (TO):**

39 (1) Emission standards:

40 (a) the ECD/TO shall combust the gas sent to the ECD/TO. The owner or operator
 41 shall not send gas to the ECD/TO in excess of the manufacturer maximum rated capacity.

42 (b) the owner or operator shall equip an ECD/TO with a continuous pilot flame or
 43 an auto-igniter. Existing ECD/TO shall be equipped with a continuous pilot flame or an auto-igniter no later than
 44 one year after the effective date. New ECD/TO shall be equipped with a continuous pilot flame or an auto-igniter
 45 upon startup.

46 (c) ECD/TO with a continuous pilot flame or an auto-igniter shall be equipped with
 47 a system to ensure that the ECD/TO is operated with a flame present at all times when gas is sent to the ECD/TO.
 48 Combustion shall be maintained for the duration of time that gas is sent to the ECD/TO.

49 (d) the owner or operator shall operate an ECD/TO with no visible emissions,
 50 except for periods not to exceed a total of 30 seconds during any 15 consecutive minutes. The ECD/TO shall be
 51 designed so that an observer can, by means of visual observation from the outside of the ECD/TO or by other means
 52 such as a continuous monitoring device, determine whether it is operating properly.

53 (2) Monitoring requirements:

54 (a) the owner or operator of an ECD/TO with a continuous pilot or an auto igniter
 55 shall continuously monitor the presence of a pilot flame, or of a flame during combustion if using an auto-igniter,
 56 using a thermocouple equipped with a continuous recorder and alarm to detect the presence of a flame. An

1 alternative equivalent technology alerting the owner or operator of failure of ignition of the gas stream may be used
 2 in lieu of a continuous recorder and alarm, if approved by the department.

3 (b) the owner or operator shall, at least quarterly, and upon observing visible
 4 emissions, perform a U.S. EPA method 22 observation while the ECD/TO pilot flame or auto igniter flame is
 5 present to certify compliance with the visible emission requirements. The period of observation shall be a minimum
 6 of 15 consecutive minutes.

7 (c) prior to an inspection or monitoring event, the EMT on the unit shall be scanned
 8 and the required monitoring data shall be electronically captured during the monitoring event in accordance with the
 9 monitoring requirements of 20.2.50.112 NMAC.

10 (3) Recordkeeping requirements: The owner or operator of an ECD/TO shall keep records of
 11 the following:

12 (a) any instance of an alarm activation, including the date and cause of the
 13 activation, any action taken to bring the ECD/TO into normal operating condition, the name of the personnel
 14 conducting the inspection, and any maintenance activities performed;

15 (b) the result of the U.S. EPA method 22 observation; and

16 (c) the results of gas analysis for the gas being combusted, including VOC content
 17 and heating value.

18 (4) Reporting requirements: The owner or operator shall comply with the reporting
 19 requirements in 20.2.50.112 NMAC.

20 **E. Requirements for vapor recover units (VRU):**

21 (1) Emission standards:

22 (a) the owner or operator shall operate the VRU as a closed vent system that
 23 captures and routes all VOC emissions directly back to the process or to a sales pipeline and does not vent to the
 24 atmosphere.

25 (b) the owner or operator shall control VOC emissions during startup, shutdown,
 26 maintenance, or other VRU downtime with a backup control device (e.g. flare, ECD, TO) or redundant VRU.

27 (2) Monitoring Requirements:

28 (a) the owner or operator shall comply with the standards for equipment leaks in
 29 20.2.50.116 NMAC, or, alternatively, shall implement a program that meets the requirements of Subpart OOOOa of
 30 40 CFR 60.

31 (b) prior to a VRU inspection or monitoring event, the EMT on the unit shall be
 32 scanned and the required monitoring data shall be electronically captured during the monitoring event in accordance
 33 with the monitoring requirements of 20.2.50.112 NMAC.

34 (3) Recordkeeping requirements: For a VRU inspection or monitoring event, the owner or
 35 operator shall record the result of the event in accordance with 20.2.50.112 NMAC, including the name of the
 36 personnel conducting the inspection, and any maintenance or repair activities required. The owner or operator shall
 37 record the type of redundant control device used during VRU downtime.

38 (4) Reporting requirements: The owner or operator shall comply with the reporting
 39 requirements in 20.2.50.112 NMAC.

40 **F. Recordkeeping requirements:** The owner or operator of a control device shall maintain a record
 41 of the following:

42 (1) the certification of the closed vent system as required by this Part; and

43 (2) the information required in Paragraph (7) of Subsection B of 20.2.50.115 NMAC.

44 **G. Reporting requirements:** The owner or operator shall comply with the reporting requirements in
 45 20.2.50.112 NMAC.

46 [20.2.50.115 NM-C - N, XX/XX/2021]

47
 48 **20.2.50.116 EQUIPMENT LEAKS AND FUGITIVE EMISSIONS:**

49 **A. Applicability:** Wellhead sites, tank batteries, gathering and boosting sites, gas processing plants,
 50 transmission compressor stations, and associated piping and components are subject to the requirements of
 51 20.2.50.116 NMAC.

52 **B. Emission standards:** The owner or operator of oil and gas production and processing equipment
 53 located at wellhead sites, tank batteries, gathering and boosting sites, gas processing plants, or transmission
 54 compressor stations shall demonstrate compliance with this Part by performing the monitoring, recordkeeping, and
 55 reporting requirements specified in 20.2.50.116 NMAC.

56 **C. Default Monitoring requirements:** Owners and operators shall comply with the following

1 monitoring requirements and the monitoring requirements in 20.2.50.112 NMAC:

2 (1) The owner or operator of a facility with an annual average daily production of greater
 3 than 10 barrels of oil per day or an average daily production of greater than 60,000 standard cubic feet per day of
 4 natural gas shall, at least weekly, conduct audio, visual, and olfactory (AVO) inspections of thief hatches, closed
 5 vent systems, pumps, compressors, pressure relief devices, open-ended valves or lines, valves, flanges, connectors,
 6 piping, and associated equipment to identify defects and leaking components as follows:

7 (a) conduct a visual inspection for: cracks, holes, or gaps in piping or covers; loose
 8 connections; liquid leaks; broken or missing caps; broken, cracked or otherwise damaged seals or gaskets; broken or
 9 missing hatches; or broken or open access covers or other closure or bypass devices;

10 (b) conduct an audio inspection for pressure leaks and liquid leaks;

11 (c) conduct an olfactory inspection for unusual or strong odors;

12 (d) any positive detection during the AVO inspection shall be considered a leak; and

13 (e) a leak discovered by an AVO inspection shall be tagged with a visible tag and
 14 reported to management or their designee within three calendar days.

15 (2) The owner or operator of a facility with an annual average daily production of equal to or
 16 less than 10 barrels of oil per day or an average daily production of equal to or less than 60,000 standard cubic feet
 17 per day of natural gas shall, at least monthly, conduct an audio, visual, and olfactory (AVO) inspection of thief
 18 hatches, closed vent systems, pumps, compressors, pressure relief devices, open-ended valves or lines, valves,
 19 flanges, connectors, piping, and associated equipment to identify a defect and leaking component as specified in
 20 Subparagraphs (a) through (e) of Paragraph (1) of Subsection (C) of 20.2.50.116 NMAC.

21 (3) The owner or operator of the following facilities shall conduct an inspection using U.S.
 22 EPA method 21 or optical gas imaging (OGI) of thief hatches, closed vent systems, pumps, compressors, pressure
 23 relief devices, open-ended valves or lines, valves, flanges, connectors, piping, and associated equipment to identify
 24 leaking components at a frequency determined according to the following schedules:

25 (a) for wellhead sites or tank battery facilities:

26 (i) annually at facilities with a PTE less than two tpy VOC;

27 (ii) semi-annually at facilities with a PTE equal to or greater than two tpy
 28 and less than five tpy VOC; and

29 (iii) quarterly at facilities with a PTE equal to or greater than five tpy VOC.

30 (b) for gathering and boosting sites, gas processing plants, and transmission

31 compressor stations:

32 (i) quarterly at facilities with a PTE less than 25 tpy VOC; and

33 (ii) monthly at facilities with a PTE equal to or greater than 25 tpy VOC.

34 (4) Inspections using U.S. EPA method 21 shall meet the following requirements:

35 (a) the instrument shall be calibrated before each day of its use by the procedures
 36 specified in U.S. EPA method 21;

37 (b) the instrument shall be calibrated with zero air (less than 10 ppm of hydrocarbon
 38 in air), and a mixture of methane or n-hexane and air at a concentration near, but not more than, 10,000 ppm
 39 methane or n-hexane; and

40 (c) a leak is detected if the instrument records a measurement of 500 ppm or greater
 41 of hydrocarbon and the measurement is not associated with normal equipment operation, such as pneumatic device
 42 actuation and crank case ventilation.

43 (5) Inspections using OGI shall meet the following requirements:

44 (a) the instrument shall comply with the specifications, daily instrument checks, and
 45 leak survey requirements set forth in Subparagraphs (1) through (3) of Paragraph (i) of 40 CFR 60.18;

46 (b) a leak is detected if the emission images recorded by the OGI instrument are not
 47 associated with normal equipment operation, such as pneumatic device actuation or crank case ventilation.

48 (6) Components that are difficult, unsafe, or inaccessible to monitor, as determined by the
 49 following conditions, are not required to be inspected until it becomes feasible to do so:

50 (a) difficult to monitor components are those that require elevating the monitoring
 51 personnel more than two meters above a supported surface, or that cannot be reached via a wheeled scissor-lift or
 52 hydraulic type scaffold that allows access to components up to seven and six tenths meters (25 feet) above the
 53 ground;

54 (b) unsafe to monitor components are those that cannot be monitored without
 55 exposing monitoring personnel to an immediate danger as a consequence of completing the monitoring; and

56 (c) inaccessible to monitor components are those that are buried, insulated, or

1 obstructed by equipment or piping that prevents access to the components by monitoring personnel.

2 **D. Alternative equipment leak monitoring plans:** As an equivalent means of compliance with
 3 Subsection C of 20.2.50.116 NMAC, an owner or operator may comply with the equipment leak requirements
 4 through an alternative monitoring plan as follows:

5 (1) An owner or operator may comply with an individual alternative monitoring plan, subject
 6 to the following requirements:

7 (a) the proposed alternative monitoring plan shall be submitted to and approved by
 8 the department prior to conducting monitoring under that plan.

9 (b) the department may terminate an approved alternative monitoring plan if the
 10 department finds that the owner or operator failed to comply with a provision of the plan and failed to correct and
 11 disclose the violation to the department within 15 calendar days of identifying the violation.

12 (c) upon department denial or termination of an approved alternative monitoring
 13 plan, the owner or operator shall comply with the default monitoring requirements under Subsection C of
 14 20.2.50.116 NMAC within 15 days.

15 (2) An owner or operator may comply with a pre-approved monitoring plan maintained by
 16 the department, subject to the following requirements:

17 (a) the owner or operator shall notify the department of the intent to conduct
 18 monitoring under a pre-approved monitoring plan, and identify which pre-approved plan will be used, at least 15
 19 days prior to conducting monitoring under that plan.

20 (b) the department may terminate the use of a pre-approved monitoring plan by the
 21 owner or operator if the department finds that the owner or operator failed to comply with the provision of the plan
 22 and failed to correct and disclose the violation to the department within 15 calendar days of identifying the violation.

23 (c) upon department denial or termination of an approved alternative monitoring
 24 plan, the owner or operator shall comply with the default monitoring requirements under of Subsection C of
 25 20.2.50.116.C NMAC within 15 days.

26 **E. Repair requirements:** For a leak detected pursuant to monitoring conducted under 20.2.50.116
 27 NMAC:

28 (1) the owner or operator shall place a visible tag on the leaking component until the
 29 component has been repaired;

30 (2) leaks shall be repaired within 15 days of discovery, except for leaks detected using OGI,
 31 which shall be repaired within seven days of discovery;

32 (3) the equipment must be re-monitored no later than 15 days after discovery of the leak to
 33 demonstrate that it has been repaired; and

34 (4) if the leak cannot be repaired within 15 days of discovery, or within seven days for a leak
 35 detected using OGI, without a process unit shutdown, the leak may be designated "Repair delayed," and must be
 36 repaired before the end of the next process unit shutdown.

37 **F. Recordkeeping requirements:**

38 (1) The owner or operator shall keep a record of the following for all AVO, RM21, OGI, or
 39 alternative equipment leak monitoring inspection conducted as required under 20.2.50.116 NMAC, and shall
 40 provide the record to the department upon request:

41 (a) facility location;

42 (b) date of inspection;

43 (c) monitoring method (e.g. AVO, RM 21, OGI, alternative method approved by the
 44 department);

45 (d) name of the personnel performing the inspection;

46 (e) a description of any leak requiring repair or a note that no leak was found; and

47 (f) whether a visible flag was placed on the leak or not;

48 (2) The owner or operator shall keep the following record for any leak that is detected:

49 (a) the date the leak is detected;

50 (b) the date of attempt to repair;

51 (c) for a leak with a designation of "repair delayed" the following shall be recorded:

52 (i) reason for delay if a leak is not repaired within the required number of
 53 days after discovery;

54 (ii) signature of the authorized representative who determined that the
 55 repair could not be implemented without a process unit shutdown;

56 (d) date of successful leak repair;

1 (e) date the leak was monitored after repair and the results of the monitoring; and
 2 (f) a description of the component that is designated as difficult, unsafe, or
 3 inaccessible to monitor, an explanation stating why the component was so designated, and the schedule for repairing
 4 and monitoring the component.

5 (3) For a leak detected using OGI, the owner or operator shall keep records of the
 6 specifications, the daily instrument check, and the leak survey requirements specified at 40 CFR 60.18(i)(1)-(3).

7 (4) The owner or operator shall comply with the recordkeeping requirements in 20.2.50.112
 8 NMAC.

9 **G. Reporting requirements:**

10 (1) The owner or operator shall certify the use of an alternative equipment leak monitoring
 11 plan under Subsection D of 20.2.50.116 NMAC to the department annually, if used.

12 (2) The owner or operator shall comply with the reporting requirements in 20.2.50.112
 13 NMAC.

14 [20.2.50.116 NMAC - N, XX/XX/2021]

15
 16 **20.2.50.117 NATURAL GAS WELL LIQUID UNLOADING:**

17 **A. Applicability:** Liquid unloading operations including down-hole well maintenance events at
 18 natural gas wells are subject to the requirements of 20.2.50.117 NMAC.

19 **B. Emission standards:**

20 (1) The owner or operator of a natural gas well shall use best management practices during
 21 the life of the well to avoid the need for liquid unloading.

22 (2) The owner or operator of a natural gas well shall use the following best management
 23 practices during liquid unloading to minimize emissions, consistent with well site conditions and good engineering
 24 practices:

25 (a) reduce wellhead pressure before blowdown;

26 (b) monitor manual liquid unloading in close proximity to the well or via remote
 27 telemetry; and

28 (c) close well head vents to the atmosphere and return the well to normal production
 29 operation as soon as practicable.

30 (3) The owner or operator of a natural gas well shall use one of the following methods to
 31 reduce emissions during an unloading event:

32 (a) installation and use of a plunger lift;

33 (b) installation and use of an artificial lift engine; or

34 (c) installation and use of a control device.

35 (4) The owner or operator of a natural gas well shall install an EMT on the natural gas well
 36 in accordance with 20.2.50.112 NMAC.

37 **C. Monitoring requirements:**

38 (1) The owner or operator shall monitor the following parameters during liquid unloading:

39 (a) wellhead pressure;

40 (b) flow rate of the vented natural gas (to the extent feasible); and

41 (c) duration of venting to the storage vessel or atmosphere.

42 (2) The owner or operator shall calculate the volume and mass of VOC vented during a
 43 liquid unloading event.

44 (3) A liquid unloading event shall include the scanning of the EMT and monitoring data
 45 entry in accordance with the requirements of 20.2.50.112 NMAC.

46 (4) The owner or operator shall comply with the monitoring requirements in 20.2.50.112
 47 NMAC.

48 **D. Recordkeeping requirements:**

49 (1) The owner or operator shall keep the following records for liquid unloading:

50 (a) identification number and location of the well;

51 (b) date the liquid unloading was performed;

52 (c) wellhead pressure;

53 (d) flow rate of the vented natural gas (to the extent feasible. If not feasible, the
 54 owner or operator shall use the maximum potential flow rate in the emission calculation);

55 (e) duration of venting to the storage vessel or atmosphere;

56 (f) a description of the management practice used to minimize release of VOC

1 emissions before and during the liquid unloading;

2 (g) the type of control device used to control VOC emissions during the liquid
3 unloading; and

4 (h) a calculation of the VOC emissions vented during the liquid unloading based on
5 the duration, volume, and mass of VOC.

6 (2) The owner or operator shall comply with the recordkeeping requirements in 20.2.50.112
7 NMAC.

8 **E. Reporting requirements:** The owner or operator shall comply with the reporting requirements in
9 20.2.50.112 NMAC.

10 [20.2.50.117 NMAC - N, XX/XX/2021]

11
12 **20.2.50.118 GLYCOL DEHYDRATORS:**

13 **A. Applicability:** Glycol dehydrators with a PTE equal to or greater than two tpy of VOC and
14 located at wellhead sites, tank batteries, gathering and boosting sites, natural gas processing plants, and transmission
15 compressor stations are subject to the requirements of 20.2.50.118 NMAC.

16 **B. Emission standards:**

17 (1) Existing glycol dehydrators with a PTE equal to or greater than two tpy of VOC shall
18 achieve a minimum combined capture and control efficiency of ninety-five percent of VOC emissions from the still
19 vent and flash tank no later than two years after the effective date. If a combustion control device is used, the
20 combustion control device shall have a minimum design combustion efficiency of ninety-eight percent.

21 (2) New glycol dehydrators with a PTE equal to or greater than two tpy of VOC shall
22 achieve a minimum combined capture and control efficiency of ninety-five percent of VOC emissions from the still
23 vent and flash tank upon startup. If a combustion control device is used, the combustion control device shall have a
24 minimum design combustion efficiency of ninety-eight percent.

25 (3) The owner or operator of a glycol dehydrator shall comply with the following
26 requirements:

27 (a) still vent and flash tank emissions shall be routed at all times to the reboiler
28 firebox, condenser, combustion control device, fuel cell, to a process point that either recycles or recompresses the
29 emissions or uses the emissions as fuel, or to a VRU that reinjects the VOC emissions back into the process stream
30 or natural gas gathering pipeline;

31 (b) if a VRU is used, it shall consist of a closed loop system of seals, ducts and a
32 compressor that reinjects the natural gas into the process or the natural gas pipeline. The VRU shall be operational at
33 least ninety-five percent of the time the facility is in operation, resulting in a minimum combined capture and control
34 efficiency of ninety-five percent. The VRU shall be installed, operated, and maintained according to the
35 manufacturer's specifications;

36 (c) still vent and flash tank emissions shall not be vented to the atmosphere; and

37 (d) the owner or operator of a glycol dehydrator shall install an EMT on the glycol
38 dehydrator in accordance with 20.2.50.112 NMAC.

39 (4) an owner or operator complying with the requirements in Subsection B of 20.2.50.118
40 NMAC through use of a control device shall comply with the requirements in 20.2.50.115 NMAC.

41 (5) The requirements of Subsection B of 20.2.50.118 NMAC cease to apply when the
42 uncontrolled actual annual VOC emissions from a new or existing glycol dehydrator are less than two tpy VOC.

43 **C. Monitoring requirements:**

44 (1) The owner or operator of a glycol dehydrator shall conduct an annual extended gas
45 analysis on the dehydrator inlet gas and calculate the uncontrolled and controlled VOC emissions in tpy.

46 (2) The owner or operator of a glycol dehydrator shall inspect the glycol dehydrator,
47 including the reboiler and regenerator, and the control device or process the emissions are being routed, semi-
48 annually to ensure it is operating as initially designed and in accordance with the manufacturer recommended
49 operation and maintenance schedule.

50 (3) An owner or operator complying with the requirements in Subsection B of 20.2.50.118
51 NMAC through the use of a control device shall comply with the monitoring requirements in 20.2.50.115 NMAC.

52 (4) Owners and operators shall comply with the monitoring requirements in 20.2.50.112
53 NMAC.

54 **D. Recordkeeping requirements:**

55 (1) The owner or operator of a glycol dehydrator shall maintain a record of the following:

56 (a) dehydrator location and identification number;

- (b) glycol circulation rate, monthly natural gas throughput, and the date of the most recent throughput measurement;
- (c) data and methodology used to estimate the PTE of VOC (must be a department approved calculation methodology);
- (d) amount of controlled and uncontrolled VOC emissions in tpy;
- (e) type, make, model, and identification number of the control device or process the emissions are being routed;
- (f) date and results of any equipment inspection, including maintenance or repair activities required to bring the glycol dehydrator into compliance; and
- (g) a copy of the glycol dehydrator manufacturer operation and maintenance recommendations.

(2) An owner or operator complying with the requirements in Paragraph (1) or (2) of Subsection B of 20.2.50.118 NMAC through use of a control device as defined in this Part shall comply with the recordkeeping requirements in 20.2.50.115 NMAC.

(3) The owner or operator shall comply with the recordkeeping requirements in 20.2.50.112 NMAC.

E. Reporting requirements: The owner or operator shall comply with the reporting requirements in 20.2.50.112 NMAC.

[20.2.50.118 NMAC - N, XX/XX/2021]

20.2.50.119 HEATERS:

A. Applicability: Natural gas-fired heaters with a rated heat input equal to or greater than 10 MMBtu/hour including heater treaters, heated flash separators, evaporator units, fractionation column heaters, and glycol dehydrator reboilers in use at wellhead sites, tank batteries, gathering and boosting sites, natural gas processing plants, and transmission compressor stations are subject to the requirements of 20.2.50.119 NMAC.

B. Emission standards:

(1) Natural gas-fired heaters shall comply with the emission limits in table 1 of 20.2.50.119 NMAC.

Table 1 - EMISSION STANDARDS FOR NO_x AND CO

Date of Construction:	NO _x (ppmvd @ 3% O ₂)	CO (ppmvd @ 3% O ₂)
Constructed or reconstructed before the effective date of 20.2.50 NMAC	30	300
Constructed or reconstructed on or after the effective date of 20.2.50 NMAC	30	130

(2) Existing natural gas-fired heaters shall comply with the requirements of 20.2.50.119 NMAC no later than one year after the effective date of this Part.

(3) New natural gas-fired heaters shall comply with the requirements of 20.2.50.119 NMAC upon startup.

(4) The owner or operator of a natural gas-fired heater shall install an EMT on the heater in accordance with 20.2.50.112 NMAC.

C. Monitoring requirements:

(1) The owner or operator shall:

(a) conduct emission testing for NO_x and CO within 180 days of the compliance date specified in Paragraph (2) or (3) of Subsection B of 20.2.50.119 NMAC and at least every two years thereafter.

(b) inspect, maintain, and repair the heater in accordance with the manufacturer specifications at least once every two years following the applicable compliance date specified in 20.2.50.119 NMAC. The inspection, maintenance, and repair shall include the following:

(i) inspecting the burner and cleaning or replacing components of the burner as necessary;

(ii) inspecting the flame pattern and adjusting the burner as necessary to optimize the flame pattern consistent with the manufacturer specifications and good engineering practices;

(iii) inspecting the AFR controller and ensuring it is calibrated and functioning properly;

1 (iv) optimizing total emissions of CO consistent with the NO_x requirement,
 2 manufacturer specifications, and good combustion engineering practices; and

3 (v) measuring the concentrations in the effluent stream of CO in ppmvd
 4 and O₂ in volume percent before and after adjustments are made in accordance with Subparagraph (c) of Paragraph
 5 (2) of Subsection C of 20.2.50.119 NMAC.

6 (2) The owner or operator shall comply with the following periodic testing requirements:

7 (a) conduct three test runs of at least 20-minutes duration within ten percent of one-
 8 hundred percent peak, or the highest achievable, load;

9 (b) determine NO_x and CO emissions and O₂ concentrations in the exhaust with a
 10 portable analyzer used and maintained in accordance with the manufacturer specifications and following the
 11 procedures specified in the current version of ASTM D6522;

12 (c) if the measured NO_x or CO emissions concentrations are exceeding the
 13 emissions limits of table 1 of 20.2.50.119 NMAC, the owner or operator shall repeat the inspection and tune-up in
 14 Subparagraph (b) of Paragraph (1) of Subsection C of 20.2.50.119 NMAC within 30 days of the periodic testing;
 15 and

16 (d) if at any time the heater is operated in excess of the highest achievable load plus
 17 ten percent, the owner or operator shall perform the testing specified in Subparagraph (a) of Paragraph (2) of
 18 Subsection C of 20.2.50.119 NMAC within 60 days from the anomalous operation.

19 (3) When conducting periodic testing of a heater, the owner or operator shall follow the
 20 procedures in Paragraph (2) of Subsection C of 20.2.50.119 NMAC. An owner or operator may deviate from those
 21 procedures by submitting a written request to use an alternative procedure to the department at least 60 days before
 22 performing the periodic testing. In the alternative procedure request, the owner or operator must demonstrate the
 23 alternative procedure's equivalence to the standard procedure. The owner or operator must receive written approval
 24 from the department prior to conducting the periodic testing using an alternative procedure.

25 (4) Prior to a monitoring, inspection, maintenance, or repair event, the owner or operator
 26 shall scan the EMT and the required monitoring data shall be captured in accordance with this Part.

27 **D. Recordkeeping requirements:** The owner or operator shall maintain a record of the following:

28 (1) location of the heater;

29 (2) summary of the complete test report and the results of periodic testing; and

30 (3) inspections, testing, maintenance, and repairs, which shall include at a minimum:

31 (a) the date the inspection, testing, maintenance, or repair was conducted;

32 (b) name of the personnel conducting the inspection, testing, maintenance, or repair;

33 (c) concentrations in the effluent stream of CO in ppmv and O₂ in volume percent;

34 and

35 (d) the results of the inspections and any the corrective action taken.

36 **E. Reporting requirements:** The owner or operator shall comply with the reporting requirements in
 37 20.2.50.112 NMAC.

38 [20.2.50.119 NMAC - N, XX/XX/2021]

39
 40 **20.2.50.120 HYDROCARBON LIQUID TRANSFERS:**

41 **A. Applicability:** Hydrocarbon liquid transfers located at wellhead sites, tank batteries, gathering
 42 and boosting sites, natural gas processing plants, or transmission compressor stations are subject to the requirements
 43 of 20.2.50.120 NMAC beginning one year from the effective date of this Part.

44 **B. Emission standards:**

45 (1) The owner or operator of a hydrocarbon liquid transfer operation shall use vapor balance,
 46 vapor recovery, or a control device to control VOC emissions by at least ninety-eight percent when transferring
 47 liquid from a storage vessel to a transfer vessel, or when transferring liquid from a transfer vessel to a storage vessel.

48 (2) An owner or operator using vapor balance during a liquid transfer operation shall:

49 (a) transfer the vapor displaced from the vessel being loaded back to the vessel
 50 being emptied via a pipe or hose connected before the start of the transfer operation;

51 (b) ensure that the transfer does not begin until the vapor collection and return
 52 system is properly connected;

53 (c) ensure that connector pipes, hoses, couplers, valves, and pressure relief devices
 54 are maintained in a leak-free condition;

55 (d) check the liquid and vapor line connections for proper connections before
 56 commencing the transfer operation; and

1 (e) operate transfer equipment at a pressure that is less than the pressure relief valve
 2 setting of the receiving transport vehicle or storage vessel.

3 (3) Bottom loading or submerged filling shall be used for the liquid transfer.

4 (4) Connector pipes and couplers shall be maintained in a leak-free condition.

5 (5) Connections of hoses and pipes used during liquid transfer operations shall be supported
 6 on drip trays that collect any leaks, and the materials collected shall be returned to the process or disposed of in a
 7 manner compliant with state law.

8 (6) Liquid leaks that occur shall be cleaned and disposed of in a manner that prevents
 9 emissions to the atmosphere, and the material collected shall be returned to the process or disposed of in a manner
 10 compliant with state law.

11 (7) An owner or operator complying with Paragraph (1) of Subsection B of 20.2.50.120
 12 NMAC through use of a control device shall comply with the control device requirements in 20.2.50.115 NMAC.

13 **C. Monitoring requirements:**

14 (1) The owner or operator shall visually inspect the transfer equipment during a transfer
 15 operation to ensure that liquid transfer lines, hoses, couplings, valves, and pipes are not dripping or leaking.
 16 Leaking components shall be repaired to prevent dripping or leaking before the next transfer operation.

17 (2) The owner or operator of a liquid transfer operation controlled by a control device must
 18 follow manufacturer recommended operation and maintenance procedures for the device.

19 (3) Tanker trucks and tanker rail cars used in liquid transfer service shall be tested annually
 20 for vapor tightness in accordance with the following test methods and vapor tightness standards:

21 (a) method 27 of appendix A of 40 CFR Part 60. Conduct the test using a time
 22 period (t) for the pressure and vacuum tests of five minutes. The initial pressure (Pi) for the pressure test shall be
 23 460 mm H₂O (18 inches H₂O), gauge. The initial vacuum (Vi) for the vacuum test shall be 150 mm H₂O (six inches
 24 H₂O) gauge. The maximum allowable pressure and vacuum changes (Δp , Δv) are shown in table 1 of 20.2.50.120
 25 NMAC.

26
 27 Table 1 - ALLOWABLE CARGO TANK TEST PRESSURE OR VACUUM CHANGE

Cargo tank or compartment capacity, liters (gallons)	Allowable vacuum change (Δv) in five minutes, mm H ₂ O (inches H ₂ O)	Allowable pressure change (Δp) in five minutes, mm H ₂ O (inches H ₂ O)
< 3,785 (< 1,000)	64 (2.5)	102 (4.0)
3,785 < 5,678 (1,000 < 1,500)	51 (2.0)	89 (3.5)
5,678 < 9,464 (1,500 < 2,500)	38 (1.5)	76 (3.0)
> 9,464 (> 2,500)	25 (1.0)	64 (2.5)

28 (b) pressure test the tanker truck or tanker railcar tank's internal vapor valve as
 29 follows:

30 (i) after completing the tests under Subparagraph (a) of Paragraph (3) of
 31 Subsection C of 20.2.50.120 NMAC, use the procedures in method 27 to re-pressurize the tank to 460 mm H₂O (18
 32 inches H₂O) gauge. Close the tank's internal vapor valve, thereby isolating the vapor return line and manifold from
 33 the tank.

34 (ii) relieve the pressure in the vapor return line to atmospheric pressure,
 35 then reseal the line. After five minutes, record the gauge pressure in the vapor return line and manifold. The
 36 maximum allowable five-minute pressure increase is 130 mm H₂O (five inches H₂O).

37 (4) Owners and operators complying with Paragraph (1) of Subsection B of 20.2.50.120
 38 NMAC through use of a control device shall comply with the monitoring requirements in 20.2.50.115 NMAC.

39 (5) Owners and operators shall comply with the monitoring requirements in 20.2.50.112
 40 NMAC.

41 **D. Recordkeeping requirements:**

42 (1) The owner or operator shall maintain a record of the location of the storage vessel and if
 43 using a control device, the type, make, and model of the control device:

44 (2) The owner or operator shall maintain a record of the inspections and testing required in
 45 Subsection C of 20.2.50.120 NMAC and shall include the following:

46 (a) the time and date of the inspection and testing;

47 (b) the name of the personnel conducting the inspection and testing;

48 (c) a description of any problem observed during the inspection and testing; and

49 (d) the results of the inspection and testing and a description of any repair or
 50

1 corrective action taken.

2 (3) The owner or operator shall maintain a record for each site of the annual total
 3 hydrocarbon liquid transferred and annual total VOC emissions. Each calendar year, the owner or operator shall
 4 create a company-wide record summarizing the annual total hydrocarbon liquid transferred and the annual total
 5 calculated VOC emissions.

6 (4) The owner or operator shall comply with the recordkeeping requirements in 20.2.50.112
 7 NMAC.

8 E. Reporting requirements: The owner or operator shall comply with the reporting requirements in
 9 20.2.50.112 NMAC.
 10 [20.2.50.120 NMAC - N, XX/XX/2021]

11
 12 **20.2.50.121 PIG LAUNCHING AND RECEIVING:**

13 A. Applicability: Pipeline pig launching and receiving operations located within or outside of the
 14 property boundary of wellhead sites, tank batteries, gathering and boosting sites, natural gas processing plants, and
 15 transmission compressor stations are subject to the requirements of 20.2.50.121 NMAC.

16 B. Emission standards:

17 (1) Owners and operators of pipeline pig launching and receiving operations with a PTE
 18 equal to or greater than one tpy of VOC shall capture and reduce VOC emissions by at least ninety-eight percent,
 19 beginning on the effective date of this Part.

20 (2) The owner or operator conducting the pig launching and receiving operation shall:

21 (a) employ best management practices to minimize the liquid present in the pig
 22 receiver chamber and to prevent emissions from the pig receiver chamber to the atmosphere after receiving the pig
 23 in the receiving chamber and before opening the receiving chamber to the atmosphere;

24 (b) employ a method to prevent emissions, such as installing a liquid ramp or drain,
 25 routing a high-pressure chamber to a low-pressure line or vessel, using a ball valve type chamber, or using multiple
 26 pig chambers;

27 (c) recover and dispose of receiver liquid in a manner that prevents emissions to the
 28 atmosphere; and

29 (d) ensure that the material collected is returned to the process or disposed of in a
 30 manner compliant with state law.

31 (3) The emission standards in Paragraphs (1) and (2) of Subsection B of 20.2.50.121 NMAC
 32 cease to apply to a pipeline pig launching and receiving operation if the uncontrolled actual annual VOC emissions
 33 of the operation are less than one half ton per year of VOC.

34 (4) An owner or operator complying with Paragraph (2) of Subsection B of 20.2.50.121
 35 NMAC through use of a control device shall comply with the control device requirements in 20.2.50.115 NMAC.

36 C. Monitoring requirements:

37 (1) The owner or operator of pig launching and receiving operations shall monitor the type
 38 and volume of liquid cleared.

39 (2) The owner or operator of pig launching and receiving operations shall inspect the
 40 equipment for a leak using RM 21 or OGI immediately before the commencement and immediately after the
 41 conclusion of the pig launching or receiving operation, and according to the requirements in 20.2.50.116 NMAC.

42 (3) An owner or operator complying with Paragraph (1) of Subsection B of 20.2.50.121
 43 NMAC through use of a control device shall comply with the monitoring requirements in 20.2.50.115 NMAC.

44 (4) The owner or operator shall comply with the monitoring requirements in 20.2.50.112
 45 NMAC.

46 D. Recordkeeping requirements:

47 (1) The owner or operator of pig launching and receiving operations shall maintain a record
 48 of the following:

49 (a) the pigging operation, including the date and time of the pigging operation and
 50 the type and volume of liquid cleared;

51 (b) the data and methodology used to estimate the actual emissions to the
 52 atmosphere and used to estimate the PTE; and

53 (c) the type of control device and its location, make, and model.

54 (2) The owner or operator shall comply with the recordkeeping requirements in 20.2.50.112
 55 NMAC.

56 E. Reporting requirements: The owner or operator shall comply with the reporting requirements in

20.2.50.112 NMAC.
[20.2.50.121 NMAC - N, XX/XX/2021]

20.2.50.122 PNEUMATIC CONTROLLERS AND PUMPS:

A. Applicability: Natural gas-driven pneumatic controllers and pumps located at wellhead sites, tank batteries, gathering and boosting sites, natural gas processing plants, and transmission compressor stations are subject to the requirements of 20.2.50.122 NMAC.

B. Emission standards:

(1) A new natural gas-driven pneumatic controller or pump shall comply with the requirements of 20.2.50.122 NMAC upon startup.

(2) An existing natural gas-driven pneumatic pump shall comply with the requirements of 20.2.50.122 NMAC within three years of the effective date of this Part.

(3) An existing natural gas-driven pneumatic controller shall comply with the requirements of 20.2.50.122 NMAC according to the following schedule:

Table 1 – WELLHEAD SITES, TANK BATTERIES, GATHERING AND BOOSTING FACILITIES

Total Historic Percentage of Non-Emitting Controllers	Total Required Percentage of Non-Emitting Controllers by January 1, 2024	Total Required Percentage of Non-Emitting Controllers by January 1, 2027	Total Required Percentage of Non-Emitting Controllers by January 1, 2030
> 75 %	80%	85%	90%
> 60-75 %	80%	85%	90%
> 40-60 %	65%	70%	80%
> 20-40 %	45%	70%	80%
0-20 %	25%	65%	80%

Table 2 – NATURAL GAS COMPRESSOR STATIONS AND GAS PROCESSING PLANTS

Total Historic Percentage of Non-Emitting Controllers	Total Required Percentage of Non-Emitting Controllers by January 1, 2024	Total Required Percentage of Non-Emitting Controllers by January 1, 2027	Total Required Percentage of Non-Emitting Controllers by January 1, 2030
> 75 %	80%	95%	98%
> 60-75 %	80%	95%	98%
> 40-60 %	65%	95%	98%
> 20-40 %	50%	95%	98%
0-20 %	35%	95%	98%

(4) Standards for natural gas-driven pneumatic controllers.

(a) new pneumatic controllers shall have an emission rate of zero.

(b) existing pneumatic controllers with access to commercial line electrical power shall have an emission rate of zero.

(c) existing pneumatic controllers shall meet the required percentage of non-emitting controllers within the deadlines in tables 1 and 2 of Paragraph (3) of Subsection B of 20.2.50.122 NMAC, and shall comply with the following:

(i) by January 1, 2023, the owner or operator shall determine the total controller count for all controllers at all of the owner or operator’s affected facilities that commenced construction before the effective date of this Part. The total controller count must include all emitting pneumatic controllers and all non-emitting pneumatic controllers, except that pneumatic controllers necessary for a safety or process purpose that cannot otherwise be met without emitting natural gas shall not be included in the total controller count.

(ii) determine which controllers in the total controller count are non-emitting and sum the total number of non-emitting controllers and designate those as total historic non-emitting controllers.

(iii) determine the total historic non-emitting percent of controllers by dividing the total historic non-emitting controller count by the total controller count and multiplying by 100.

(iv) based on the percent calculated in (iii) above, the owner or operator

1 shall determine which provisions of tables 1 and 2 of Paragraph (3) of Subsection B of 20.2.50.122 NMAC apply
 2 and the replacement schedule the owner or operator must meet.

3 (v) if an owner or operator meets at least seventy-five percent total non-
 4 emitting controllers by January 1, 2025, the owner or operator has satisfied the requirements of tables 1 and 2 of
 5 Paragraph (3) of Subsection B of 20.2.50.122 NMAC.

6 (vi) if after January 1, 2027, an owner or operator’s remaining pneumatic
 7 controllers are not cost-effective to retrofit, the owner or operator shall submit a cost analysis of retrofitting those
 8 remaining units to the department. The department shall review the cost analysis and determine whether those units
 9 qualify for a waiver from meeting additional retrofit requirements.

10 (d) a pneumatic controller with a bleed rate greater than six standard cubic feet per
 11 hour is permitted when the owner or operator has demonstrated that a higher bleed rate is required based on
 12 functional needs, including response time, safety, and positive actuation. An owner or operator that seeks to
 13 maintain operation of an emitting pneumatic controller must prepare and document the justification for the safety or
 14 process purposes prior to the installation of a new emitting controller or the retrofit of an existing controller. The
 15 justification shall be certified by a qualified professional engineer.

16 (5) Standards for natural gas-driven pneumatic pumps.

17 (a) pneumatic pumps located at a natural gas processing plants shall have an
 18 emission rate of zero.

19 (b) pneumatic pumps located at a wellhead sites, tank batteries, gathering and
 20 boosting sites, or transmission compressor stations with access to commercial line electrical power shall have an
 21 emission rate of zero.

22 (c) owners and operators of pneumatic pumps located at wellhead sites, tank
 23 batteries, gathering and boosting sites, or transmission compressor stations without access to commercial line
 24 electrical power shall reduce VOC emissions from the pneumatic pumps by ninety-five percent if it is technically
 25 feasible to route emissions to a control device, fuel cell, or process. If there is a control device available onsite but it
 26 is unable to achieve a ninety-five percent emission reduction, and it is not technically feasible to route the pneumatic
 27 pump emissions to a fuel cell or process, the owner or operator shall route the pneumatic pump emissions to the
 28 control device.

29 (6) The owner or operator of a pneumatic controller or pump shall install an EMT on the
 30 controller or pump in accordance with 20.2.50.112 NMAC.

31 **C. Monitoring requirements:**

32 (1) Pneumatic controllers or pumps with a natural gas bleed rate equal to zero are not subject
 33 to the monitoring requirements in Subsection C of 20.2.5.122 NMAC.

34 (2) The owner or operator of a pneumatic controller subject to the deadlines set forth in
 35 tables 1 and 2 of Paragraph (3) of Subsection B of 20.2.50.122 NMAC shall monitor the compliance status of each
 36 subject controller at each facility.

37 (3) The owner or operator of a pneumatic controller with a bleed rate greater than zero shall,
 38 on a monthly basis, scan the controller and conduct an AVO inspection, and shall also inspect the pneumatic
 39 controller, perform necessary maintenance (such as cleaning, tuning, and repairing a leaking gasket, tubing fitting
 40 and seal; tuning to operate over a broader range of proportional band; eliminating an unnecessary valve positioner),
 41 and maintain the pneumatic controller according to manufacturer specifications to ensure that the VOC emissions
 42 are minimized.

43 (4) The EMT shall be linked to a database that contains the following:

44 (a) pneumatic controller identification number;

45 (b) type of controller (continuous or intermittent);

46 (c) if continuous, design continuous bleed rate in standard cubic feet per hour;

47 (d) if intermittent, bleed volume per intermittent bleed in standard cubic feet; and

48 (e) design annual bleed in standard cubic feet per year.

49 (5) The owner or operator of a pneumatic pump with a bleed rate greater than zero shall, on a
 50 monthly basis, scan the pump and conduct an AVO inspection and shall also inspect the pneumatic pump and
 51 perform necessary maintenance, and maintain the pneumatic pump according to manufacturer specifications to
 52 ensure that the VOC emissions are minimized.

53 (6) The owner or operator shall comply with the monitoring requirements in 20.2.50.112
 54 NMAC.

55 **D. Recordkeeping requirements:**

56 (1) Pneumatic controllers and pumps with a natural gas bleed rate equal to zero are not

1 subject to the recordkeeping requirements in Subsection D of 20.2.5.122 NMAC.

2 (2) The owner or operator shall maintain a record of the total controller count for all
3 controllers at all of the owner's or operator's affected facilities that commenced operation before the effective date
4 of this Part. The total controller count must include all emitting and non-emitting pneumatic controllers.

5 (3) The owner or operator shall maintain a record of the total count of pneumatic controllers
6 necessary for a safety or process purpose that cannot otherwise be met without emitting VOC.

7 (4) The owner or operator of a pneumatic controller subject to the requirements in tables 1
8 and 2 of Paragraph (3) of shall generate a schedule for meeting the compliance deadlines for each pneumatic
9 controller. The owner or operator shall keep a record of the compliance status of each subject controller.

10 (5) The owner or operator shall maintain an electronic record for each pneumatic controller
11 with a natural gas bleed rate greater than zero. The record shall include the following:

- 12 (a) pneumatic controller identification number;
- 13 (b) inspection dates;
- 14 (c) name of the personnel conducting the inspection;
- 15 (d) AVO inspection result;
- 16 (e) AVO level discrepancy in continuous or intermittent bleed rate;
- 17 (f) maintenance date and maintenance activity; and
- 18 (g) a record of the justification and certification required in Subparagraph (d) of

19 Paragraph (4) of Subsection B of 20.2.50.122 NMAC.

20 (6) The owner or operator of a natural gas-driven pneumatic controller with a bleed rate
21 greater than six standard cubic feet per hour shall maintain a record in the EMT database of the pneumatic controller
22 documenting why a bleed rate greater than six scf/hr is necessary, as required in Subsection B of 20.2.50.122
23 NMAC.

24 (7) The owner or operator shall maintain a record in the EMT database for a natural gas-
25 driven pneumatic pump with an emission rate greater than zero and the associated pump number at the facility. The
26 record shall include:

- 27 (a) for a natural gas-driven pneumatic pump in operation less than 90 days per
28 calendar year, a record for each day of operation during the calendar year.
- 29 (b) a record of any control device designed to achieve at least a ninety-five percent
30 emission reduction, including an evaluation or manufacturer specifications indicating the percentage reduction the
31 control device is designed to achieve.
- 32 (c) records of the engineering assessment and certification by a qualified
33 professional engineer that routing pneumatic pump emissions to a control device, fuel cell, or process is technically
34 infeasible.

35 (8) The owner or operator shall comply with the recordkeeping requirements in 20.2.50.112
36 NMAC.

37 **E. Reporting requirements:** The owner or operator shall comply with the reporting requirements in
38 20.2.50.112 NMAC.
39 [20.2.50.122 NMAC - N, XX/XX/2021]

40 **20.2.50.123 STORAGE VESSELS**

41 **A. Applicability:** Storage vessels with an uncontrolled PTE equal to or greater than two tpy of VOC
42 and located at wellhead sites, tank batteries, gathering and boosting sites, natural gas processing plants, or
43 transmission compressor stations are subject to the requirements of 20.2.50.123 NMAC.

44 **B. Emission standards:**

45 (1) An existing storage vessel with a PTE equal to or greater than two tpy and less than 10
46 tpy of VOC shall have a combined capture and control of VOC emissions of at least ninety-five percent no later than
47 three years after the effective date of this Part.

48 (2) An existing storage vessel with a PTE equal to or greater than 10 tpy of VOC shall have a
49 combined capture and control of VOC emissions of at least ninety-eight percent no later than one year after the
50 effective date of this Part.

51 (3) A new storage vessel with a PTE equal to or greater than two tpy and less than 10 tpy of
52 VOC shall have a combined capture and control of VOC emissions of at least ninety-five percent upon startup.

53 (4) A new storage vessel with a PTE equal to or greater than 10 tpy of VOC shall have a
54 combined capture and control of VOC emissions of at least ninety-eight percent upon startup.

55 (5) The emission standards in Subsection B of 20.2.50.123 NMAC cease to apply to a
56

1 storage vessel if the uncontrolled actual annual VOC emissions decrease to less than two tpy.

2 (6) If a control device is not installed by the date specified in Paragraphs (1) through (4) of
 3 Subsection B of 20.2.50.123 NMAC, an owner or operator may comply with Subsection B of 20.2.50.123 NMAC
 4 by shutting in the well supplying the storage vessel by the applicable date, and not resuming production from the
 5 well until the control device is installed and operational.

6 (7) The owner or operator of a new or existing storage vessel with a thief hatch shall install a
 7 control device that allows the thief hatch to open sufficiently to relieve overpressure in the vessel and to
 8 automatically close once the vessel overpressure is relieved. The thief hatch shall be equipped with a manual lock-
 9 open safety device to ensure positive hatch opening during times of human ingress. The lock-open safety device
 10 shall only be engaged when an owner or operator are present and during an active ingress activity.

11 (8) The owner or operator of a new or existing storage vessel shall install an EMT on the
 12 storage vessel in accordance with 20.2.50.112 NMAC.

13 (9) An owner or operator complying with Paragraphs (1) through (4) of Subsection B of
 14 20.2.50.123 NMAC through use of a control device shall comply with the control device operational requirements in
 15 20.2.50.115 NMAC.

16 **C. Monitoring requirements:** The owner or operator of a storage vessel shall:

17 (1) monitor on a monthly basis the total monthly liquid throughput (in barrels) and the
 18 upstream separator pressure (in psig). When a storage vessel is unloaded less frequently than monthly, the
 19 throughput and separator pressure monitoring shall be conducted before the storage vessel is unloaded;

20 (2) conduct an AVO inspection on a weekly basis. If the storage vessel is unloaded less
 21 frequently than weekly, the AVO inspection shall be conducted before the storage vessel is unloaded;

22 (3) inspect the vessel monthly to ensure compliance with the requirements of 20.2.50.123
 23 NMAC. The inspection shall include a check to ensure the vessel does not have a leak;

24 (4) scan the EMT and enter the required monitoring data in accordance with the requirements
 25 of 20.2.50.112 NMAC;

26 (5) comply with the monitoring requirements in 20.2.50.115 NMAC if using a control device
 27 to comply with the requirements in Paragraphs (1) through (4) of Subsection B of 20.2.50.123 NMAC; and

28 (6) comply with the monitoring requirements in 20.2.50.112 NMAC.

29 **D. Recordkeeping requirements:**

30 (1) The owner or operator shall, on a monthly basis, maintain a record in accordance with
 31 20.2.50.112 NMAC for a storage vessel. The record shall include:

32 (a) the vessel location and identification number;

33 (b) monthly liquid throughput and the most recent date of measurement;

34 (c) the average monthly upstream separator pressure;

35 (d) the data and methodology used to calculate the PTE of VOC (the calculation
 36 methodology shall be department approved);

37 (e) the controlled and uncontrolled VOC emissions (tpy); and

38 (f) the type, make, model, and identification number of any control device.

39 (2) A record of liquid throughput in shall be verified by a dated delivery receipt from the
 40 purchaser of the hydrocarbon liquid, the metered volume of hydrocarbon liquid sent downstream, or other proof of
 41 transfer.

42 (3) A record of the inspection required in Subsection C of 20.2.50.123 NMAC shall include:

43 (a) the time and date of the inspection;

44 (b) the personnel conducting the inspection;

45 (c) a notation that the required leak check was completed;

46 (d) a description of any problem observed during the inspection; and

47 (e) a description and date of any corrective action taken.

48 (4) An owner or operator complying with the requirements in Paragraphs (1) through (4) of
 49 Subsection B of 20.2.50.123 NMAC through use of a control device shall comply with the recordkeeping
 50 requirements in 20.2.50.115 NMAC.

51 (5) The owner or operator shall comply with the recordkeeping requirements in 20.2.50.112
 52 NMAC.

53 **E. Reporting requirements:**

54 (1) An owner or operator complying with the requirements in Paragraphs (1) through (4) of
 55 Subsection B of 20.2.50.123 NMAC through use of a control device shall comply with the reporting requirements in
 56 20.2.50.15 NMAC.

1 (2) The owner or operator shall comply with the reporting requirements in 20.2.50.112
 2 NMAC.
 3 [20.2.50.123 NMAC - N, XX/XX/2021]

4
 5 **20.2.50.124 WELL WORKOVERS**

6 **A. Applicability:** Workovers performed at oil and natural gas wells are subject to the requirements
 7 of 20.2.50.124 NMAC as of the effective date of this Part.

8 **B. Emission standards:** The owner or operator of an oil or natural gas well shall use the following
 9 best management practices during a workover to minimize emissions, consistent with the well site condition and
 10 good engineering practices:

11 (1) reduce wellhead pressure before blowdown to minimize the volume of natural gas
 12 vented;

13 (2) monitor manual venting at the well until the venting is complete; and

14 (3) route natural gas to the sales line, if possible.

15 **C. Monitoring requirements:**

16 (1) The owner or operator shall monitor the following parameters during a workover:

17 (a) wellhead pressure;

18 (b) flow rate of the vented natural gas (to the extent feasible); and

19 (c) duration of venting to the atmosphere.

20 (2) The owner or operator shall calculate the volume and mass of VOC vented during a
 21 workover.

22 (3) The owner or operator shall comply with the monitoring requirements in 20.2.50.112

23 NMAC.

24 **D. Recordkeeping requirements:**

25 (1) The owner or operator shall keep the following record for a workover:

26 (a) identification number and location of the well;

27 (b) date the workover was performed;

28 (c) wellhead pressure;

29 (d) flow rate of the vented natural gas to the extent feasible, and if measurement of
 30 the flow rate is not feasible, the owner or operator shall use the maximum potential flow rate in the emission
 31 calculation;

32 (e) duration of venting to the atmosphere;

33 (f) description of the management practices used to minimize release of VOC
 34 before and during the workover; and

35 (g) calculation of the VOC emissions vented during the workover based on the
 36 duration, volume, and mass of VOC.

37 (2) The owner or operator shall comply with the recordkeeping requirements in 20.2.50.112
 38 NMAC.

39 **E. Reporting requirements**

40 (1) The owner or operator shall comply with the reporting requirements in 20.2.50.112
 41 NMAC.

42 (2) If it is not feasible to prevent VOC emissions from being emitted to the atmosphere from
 43 a workover event, the owner or operator shall notify by certified mail all residents located within one-quarter mile of
 44 the well of the planned workover at least three calendar days before the workover event.
 45 [20.2.50.124 NMAC - N, XX/XX/2021]

46
 47 **20.2.50.125 SMALL BUSINESS FACILITIES**

48 **A. Applicability:** Small business facilities as defined in this Part are subject to the requirements of
 49 20.2.50.125 NMAC.

50 **B. General requirements:**

51 (1) The owner or operator shall ensure that all equipment is operated and maintained
 52 consistent with manufacturer specifications, and good engineering and maintenance practices. The owner or operator
 53 shall keep manufacturer specifications and maintenance practices on file and make them available to the department
 54 upon request.

55 (2) The owner or operator shall calculate the VOC and NO_x emissions from the facility on an
 56 annual basis. The calculation shall be based on the actual production or processing rates of the facility.

1 (3) The owner or operator shall maintain a database of company-wide VOC and NO_x
 2 emission calculations for all subject facilities and associated equipment and shall update the database annually.

3 (4) The owner or operator shall comply with Paragraph (10) of Subsection A of 20.2.50.112
 4 NMAC if requested by the department.

5 C. **Monitoring requirements:** The owner or operator shall comply with the requirements in
 6 Subsections C or D of 20.2.50.116 NMAC.

7 D. **Repair requirements:** The owner or operator shall comply with the requirements of Subsection
 8 E of 20.2.50.116 NMAC.

9 E. **Recordkeeping requirements:** The owner or operator shall maintain the following electronic
 10 records for each facility:

- 11 (1) annual certification that the small business facility meets the definition in this Part;
- 12 (2) calculated VOC and NO_x emissions from each facility and the company-wide VOC and
 13 NO_x emissions for all subject facilities;

14 (3) records as required under Subsection F of 20.2.50.116 NMAC.

15 F. **Reporting requirements:** The owner or operator shall submit to the department an initial small
 16 business certification within sixty days of the effective date of this Part, and by March 1 each calendar year
 17 thereafter. The certification shall be made on a form provided by the department. The owner or operator shall
 18 comply with the reporting requirements in 20.2.50.112 NMAC.

19 G. **Failure to comply with 20.2.50.125 NMAC:** Notwithstanding the provisions of Section
 20 20.2.50.125 NMAC, a source that meets the definition of a small business facility can be required to comply with
 21 the other Sections of 20.2.50 NMAC if the Secretary finds based on credible evidence that the source (1) presents an
 22 imminent and substantial endangerment to the public health or welfare or to the environment; (2) is not being
 23 operated or maintained in a manner that minimizes emissions of air contaminants; or (3) has violated any other
 24 requirement of 20.2.50.125 NMAC.
 25 [20.2.50.125 NMAC - N, XX/XX/2021]

26
 27 **20.2.50.126 PRODUCED WATER MANAGEMENT UNITS**

28 A. **Applicability:** Produced water management units as defined in this Part are subject to
 29 20.2.50.126 NMAC and shall comply with these requirements no later than 180 days after the effective date of this
 30 Part.

31 B. **Emission standards:**

32 (1) The owner or operator shall use best management and good engineering practices to
 33 minimize emissions of VOC from produced water management units.

34 (2) The owner or operator shall control VOC emissions from each produced water
 35 management unit to less than two tons per year.

36 C. **Monitoring requirements:** The owner or operator shall:

- 37 (1) calculate the monthly rolling 12-month total of VOC emissions in tons from each unit;
- 38 (2) monthly, monitor the best management and engineering practices implemented to reduce
 39 emissions at each unit to ensure their effectiveness; and

40 (3) comply with the monitoring requirements in 20.2.50.112 NMAC.

41 D. **Recordkeeping requirements:**

42 (1) The owner or operator shall maintain the following electronic records for each produced
 43 water management unit:

- 44 (a) name or identification of the unit and UTM coordinates of the unit and county;
- 45 (b) a description of the best management and engineering practices used to
 46 minimize release of VOC at the unit; and

47 (c) a record of the monthly rolling 12-month total VOC emissions from each unit.
 48 (2) The owner or operator shall comply with the recordkeeping requirements in 20.2.50.112
 49 NMAC.

50 E. **Reporting requirements:** The owner or operator shall comply with the reporting requirements in
 51 20.2.50.112 NMAC.
 52 [20.2.50.126 NMAC - N, XX/XX/2021]

53
 54 **20.2.50.127 PROHIBITED ACTIVITY AND CREDIBLE INFORMATION PRESUMPTION**

55 A. Failure to comply with the emissions standards, monitoring, recordkeeping, reporting or other
 56 requirements of this Part within the timeframes specified shall constitute a violation of this Part subject to

- 1 enforcement action under Section 74-2-12 NMSA 1978.
- 2 **B.** If credible information obtained by the department indicates that a source is not in compliance
- 3 with the provisions of this Part, the source shall be presumed to be in violation of this Part unless and until the owner
- 4 or operator provides credible evidence or information demonstrating otherwise.
- 5 **C.** If credible information provided to the department by a member of the public indicates that a
- 6 source is not in compliance with the provisions of this Part, the source shall be presumed to be in violation of this
- 7 Part unless and until the owner or operator provides credible evidence or information demonstrating otherwise.
- 8 [20.2.50.127 NMAC - N, XX/XX/2021]
- 9
- 10 **HISTORY OF 20.2.50 NMAC: [RESERVED]**

